

106th TN General Assembly

Regular Session



Monday, February 9, 2009

Senate – 2nd Legislative Day House – 2nd Legislative Day

SENATE

BILLS / RESOLUTIONS

SB's 22 – 291 were introduced and passed on first consideration.

- SR 0003 by *Ramsey**
Memorials, Death - Jim Pierce -
- SR 0004 by *Tracy**
Memorials, Professional Achievement - Larry Crum, Nationwide Insurance Hall of Fame -
- SR 0005 by *Norris**
Memorials, Recognition - Abraham Lincoln, 200th Anniversary of his birth -
- SR 0006 by *Yager**
Memorials, Death - Clarence G. Charles -
- SJR 0017 by *Henry**
Memorials, Recognition - Centennial Park, National and Tennessee Registers of Historic Places -
- SJR 0018 by *Henry**
Memorials, Death - Wallace Rasmussen -
- SJR 0019 by *Ramsey**
Memorials, Recognition - Bristol Chamber of Commerce, 100th anniversary -
- SJR 0020 by *Henry**
Memorials, Death - Ross Alderman, Nashville's Public Defender -
- SJR 0021 by *Henry**
Memorials, Retirement - Hazel Thomas -
- SJR 0022 by *Tracy, Ketron**
Memorials, Sports - Oakland High School football champions -
- SJR 0023 by *Beavers**
Memorials, Sports - Trousdale County High School football team, TSSAA 1A state champions -
- SJR 0024 by *Black**
Memorials, Retirement - Linda Edwards -
- *SJR 0025 by *Black**
Constitutional Amendments - As introduced, proposes a constitutional amendment to require a two-thirds vote by the senate and a two-thirds vote of the house of representatives in order to approve legislation that seeks an increase in appropriations in excess of the Copeland spending cap for any fiscal year. -
- SJR 0026 by *Southerland**
Memorials, Death - James Goforth -

(Senate Resolutions cont.)

SJR 0027 by *Black

Memorials, Recognition - Recognizes those persons who assisted Macon, Sumner, and Trousdale counties after a tornado. -

SJR 0028 by *Jackson

Memorials, Death - Milton Hamilton, Jr. -

SJR 0029 by *Jackson

Memorials, Death - Oscar Glenn Petty -

***SJR 0030 by *Jackson**

Constitutional Amendments - As introduced, proposes an election of the people for the purpose of determining whether Article XI, Section 13 of the Constitution of Tennessee should be amended to establish the right to hunt and fish, subject to reasonable regulations and restrictions prescribed by law. -

SJR 0031 by *Crowe

Memorials, Death - Linda F. Bowling -

SJR 0032 by *Crowe

Memorials, Death - Mary Lou Reeves Brockwell -

SJR 0033 by *Jackson

Memorials, Retirement - Bobby Sullivan -

SJR 0034 by *Jackson

Memorials, Death - William Vernon Hamilton -

SJR 0035 by *Haynes

Memorials, Personal Occasion - Mable Aileen Brown Sloan, 95th birthday -

SJR 0036 by *Stewart, Henry

Memorials, Recognition - Brian Maicke -

SJR 0037 by *Jackson

Memorials, Recognition - Colonel Bob Hamsley -

SJR 0038 by *Jackson

Memorials, Death - Irene Renfroe Campbell -

SJR 0039 by *Bunch

Memorials, Retirement - Ronnie Carter -

SJR 0040 by *Crowe

Memorials, Recognition - Niswonger Children's Hospital -

SJR 0041 by *Stewart, Haynes

Memorials, Personal Occasion - Hattie Mae Marlin, 100th Birthday -

SJR 0042 by *Beavers

Memorials, Death - Anna Dean Carter -

SJR 0043 by *Norris

General Assembly, Recess & Reconvene - Recesses 106th General Assembly for Presidents' Day holiday from Thursday, February 12, 2009, until Wednesday, February 18, 2009. -

SJR 0044 by *Norris

Budget Procedures - Authorizes transmittal of the state budget document for fiscal year 2009-2010 prior to the close of business on Tuesday, March 31, 2009. -

***SB 0025 by *Harper**

Motor Vehicles, Titling and Registration - As introduced, requires all trucks and truck tractors, other than trucks with a three-quarter ton rating or less and motor homes, to have registration plates attached to both the front and rear of such vehicles. - Amends TCA Title 55, Chapter 4, Part 1.

***SB 0026 by *Stewart**

Highway Signs - As introduced, "Jerry Cooper Highway," new four-lane segment of U.S. Highway 70S in Warren County. -

SB 0027 by *Watson (*HB 0104 by *McCormick)

Sewage - As introduced, requires an entity that owns a sanitary sewer to maintain the sanitary sewer and building service and any portion of any lateral or connection located beyond the property line of a customer. - Amends TCA Title 5, Chapter 16; Title 6; Title 7, Chapter 34; Title 7, Chapter 35; Title 9, Chapter 21 and Title 68, Chapter 221.

(Senate Bills cont.)

SB 0028 by *Watson (*HB 0103 by *McCormick)

Schools, Charter - As introduced, opens enrollment in charter schools, after enrollment priorities are met, to all students and removes caps on the number of charter schools that may be formed. - Amends TCA Title 49.

SB 0029 by *Watson (*HB 0101 by *McCormick)

Teachers, Principals and School Personnel - As introduced, allows children, up to age 24, of retired teachers to receive a 25 percent discount at any state-supported institution of higher learning. - Amends TCA Title 49, Chapter 7.

SB 0030 by *Barnes (*HB 0084 by *Pitts)

Highway Signs - As introduced, "Charles 'Chuck' Duncheskie Memorial Parkway," Dover Crossing in City of Clarksville, Montgomery County. -

***SB 0031 by *Henry, Black (HB 0201 by *Curtiss, Sargent, Sontany)**

General Assembly, Studies - As introduced, extends the reporting date from February 1, 2009, to February 1, 2010, for the committee to study the effects of litigation on the nursing home industry. - Amends 2008 Public Chapter 1138.

SB 0032 by *Tracy (*HB 0046 by *Evans)

Handgun Permits - As introduced, prohibits department of safety or any department approved handgun safety course employee from requiring applicant for handgun carry permit to furnish any identifying information concerning any handgun the applicant owns or possesses. - Amends TCA Title 39, Chapter 17, Part 13.

***SB 0033 by *Barnes (HB 0298 by *Pitts)**

Highway Signs - As introduced, "Charles 'Chuck' Duncheskie Memorial Parkway," Dover Crossing in City of Clarksville, Montgomery County. -

***SB 0034 by *Marrero B (HB 0297 by *Richardson)**

Mental Illness - As introduced, authorizes judicial commitment to mandatory outpatient treatment as an alternative to involuntary care and treatment in a hospital or treatment resource. - Amends TCA Title 33, Chapter 6, Part 5.

***SB 0035 by *Marrero B**

Remedies and Special Proceedings - As introduced, allows court to deny name change petition if court believes it is to defraud, not made in good faith, will cause injury, or compromises public safety. - Amends TCA Title 29, Chapter 8, Part 1.

***SB 0036 by *Kyle (HB 0369 by *Odom)**

Banks and Financial Institutions - As introduced, delays foreclosure proceedings and the eviction of a tenant residing in a single-family residence under certain circumstances. - Amends TCA Title 29; Title 35; Title 45; Title 47 and Title 66.

***SB 0037 by *Kyle**

Lottery, Scholarships and Programs - As introduced, expands eligibility for helping heroes grants to include current members of a reserve or Tennessee national guard unit who have served on active military service of the United States and who meet all other eligibility requirements for the grants; removes limitation on the number of recipients of helping heroes grants, but retains limitation on the amount to be expended for such grants. - Amends TCA Section 49-4-938.

***SB 0038 by *Tracy (HB 0250 by *Carr, Matheny, Shipley)**

Alcoholic Offenses - As introduced, creates a misdemeanor offense to knowingly allow a minor to drink or possess alcoholic beverages or knowingly fail to stop a minor from drinking or possessing alcoholic beverages while the minor is present on real property owned or otherwise possessed by the offender; establishes certain exceptions. - Amends TCA Title 39, Chapter 15, Part 4 and Title 57.

SB 0039 by *Marrero B (*HB 0237 by *DeBerry J)

Domestic Relations - As introduced, removes the requirement that in a divorce if a guardian ad litem has been appointed by the court, the guardian ad litem must agree to the parenting plan before the court can approve the parenting plan. - Amends TCA Title 36, Chapter 4 and Title 36, Chapter 6.

SB 0040 by *Bunch (*HB 0112 by *Bell)

Firearms and Ammunition - As introduced, authorizes the carrying of handguns by persons with a handgun carry permit on public hunting areas and wildlife management areas; subjects such persons to all wildlife laws, rules, and regulations. - Amends TCA Title 70, Chapter 4 and Title 70, Chapter 5.

(Senate Bills cont.)

SB 0041 by *Bunch (*HB 0113 by *Bell)

Animals and Animal Cruelty - As introduced, deletes provisions relative to state licensing of dog and cat dealers. - Amends TCA Title 44, Chapter 17.

SB 0042 by *Bunch (*HB 0111 by *Bell)

Emergency Communications Districts - As introduced, prohibits the transfer of interest derived from the 911 emergency communications fund to the general fund. - Amends TCA Section 4-3-1016 and Title 7, Chapter 86, Part 3.

SB 0043 by *Bunch (*HB 0119 by *Bell)

Criminal Offenses - As introduced, creates Class C felony of aggravated vehicular assault, which involves committing vehicular assault and having certain alcohol-related prior convictions. - Amends TCA Title 39, Chapter 13, Part 1.

SB 0044 by *Bunch (*HB 0118 by *Bell)

DUI/DWI Offenses - As introduced, raises from Class E to Class D felony punishment for sixth or subsequent conviction for DUI with minimum mandatory punishment of 220 days in jail, \$5,000 fine, and 10-year license suspension. - Amends TCA Title 55, Chapter 10, Part 4.

SB 0045 by *Bunch (*HB 0117 by *Bell)

Administrative Procedure (UAPA) - As introduced, authorizes appeals from contested case hearings in any county in which the attorney general has an office; specifies such appeals shall be de novo. - Amends TCA Title 4, Chapter 5.

SB 0046 by *Bunch (*HB 0116 by *Bell)

Administrative Procedure (UAPA) - As introduced, authorizes appeals from administrative decisions to be made directly to chancery court; specifies such appeals shall be heard de novo. - Amends TCA Title 4, Chapter 5.

SB 0047 by *Bunch (*HB 0115 by *Bell)

Administrative Procedure (UAPA) - As introduced, permits a de novo review of all administrative contested case hearings, if requested. - Amends TCA Title 4, Chapter 5.

***SB 0048 by *Bunch**

Lottery, Scholarships and Programs - As introduced, changes Tennessee HOPE scholarship eligibility requirement for children of military parents deployed outside of Tennessee, who did not reside in Tennessee immediately prior to application for the scholarship and did not graduate from a Tennessee high school, from "parent's home of record was Tennessee at time of entry into military service" to "such student qualifies for in-state tuition at time of enrollment in an eligible postsecondary institution." - Amends TCA Title 49, Chapter 4, Part 9.

***SB 0049 by *Bunch (HB 0261 by *Watson)**

Registers of Deeds - As introduced, removes requirement that county registers remit to the general fund 52 percent of their commissions for collecting registration taxes. - Amends TCA Title 8, Chapter 13; Title 8, Chapter 21 and Title 67, Chapter 4, Part 4.

***SB 0050 by *Bunch (HB 0398 by *Rowland)**

Child Custody and Support - As introduced, creates rebuttable presumption that shared custody is in child's best interests. - Amends amend TCA Title 36, Chapter 6, Part 1.

***SB 0051 by *Bunch**

Judges and Chancellors - As introduced, requires meetings of judicial selection commission regarding judicial vacancies to be held in public. - Amends TCA Title 17, Chapter 4, Part 1.

***SB 0052 by *Bunch**

Domestic Relations - As introduced, requires the department of children's services to report to the select committee on children and youth the total number of adoptions, the number involving adoptive parents that are related to the child, and the number involving adoptive parents that are not related to the child each year. - Amends TCA Title 4; Title 36; Title 39; Title 67 and Title 68.

***SB 0053 by *Bunch**

Taxes, Privilege - As introduced, authorizes certain counties or municipalities to increase the rate of certain taxes levied on transient vendors; requires any such tax rate increase to be levied by two-thirds vote of the local legislative body. - Amends TCA Title 67, Chapter 4.

SB 0054 by *Bunch (*HB 0120 by *Bell)

Medical Occupations - As introduced, exempts county medical examiners licensed on or before July 1, 2008, from continuing education requirements. - Amends TCA Title 38, Chapter 7, Part 1.

(Senate Bills cont.)

***SB 0055 by *Bunch (HB 0260 by *Watson)**

Taxes, Sales - As introduced, broadens eligibility for Tennessee River resort district status. - Amends TCA Title 67, Chapter 6, Part 1.

***SB 0056 by *Bunch**

Students - As introduced, suspends driver license of a student suspended for 10 or more days during a school year until the student reaches 18 years of age or for two years from the date of the 10th day of suspension, whichever is later, and provides that unlicensed student who is suspended for 10 or more days in a school year shall not be eligible for a driver license until reaching 18 years of age or for a period of two years from the date of the 10th day of suspension, whichever is later. - Amends TCA Title 49 and Title 55.

***SB 0057 by *Bunch**

Courts, General Sessions - As introduced, provides that each county with a population in excess of 100,000 according to 2010 federal census be served by at least three divisions of general sessions court to be presided over by at least three full-time judges. - Amends TCA Title 16, Chapter 15.

***SB 0058 by *Bunch**

Safety, Dept. of - As introduced, requires hearings by department of safety reviewing revocation of driver license of person under age of 18 to be held at a time other than during school hours. - Amends TCA Section 49-6-3017 and Title 55, Chapter 50.

***SB 0059 by *Bunch**

Architects, Engineers and Designers - As introduced, exempts signs that cost \$25,000 or less, have no more than 150 square feet of sign face, and are no more than 25 feet high from requirement that registered architect or engineer must prepare plans and specifications for any building or structure. - Amends TCA Title 62, Chapter 2.

SB 0060 by *Bunch (*HB 0121 by *Bell)

Alcoholic Offenses - As introduced, requires law enforcement officer to conduct test to determine blood alcohol of driver involved in accident resulting in injury or death if officer has probable cause to believe driver committed DUI, vehicular assault, vehicular homicide, or aggravated vehicular homicide. - Amends TCA Title 55, Chapter 10, Part 4.

***SB 0061 by *Bunch**

Judges and Chancellors - As introduced, requires meetings of judicial selection commission regarding judicial vacancies to be held in public. - Amends TCA Title 4, Chapter 29, Part 2 and Title 17.

***SB 0062 by *Bunch (HB 0318 by *Kelsey)**

Judicial Districts - As introduced, requires judicial council to draft proposal reconstituting existing judicial districts by January 1, 2010, based upon population and provides that future determinations as to need for new judicial positions be based exclusively on population rather than weighted caseload formula. - Amends TCA Title 16, Chapter 2, Part 5.

***SB 0063 by *Bunch (HB 0262 by *Watson)**

Driver Licenses - As introduced, requires that all written examinations for driver license or intermediate driver license be in English. - Amends TCA Title 55, Chapter 50, Part 3.

SB 0064 by *Bunch (*HB 0114 by *Bell)

Education - As introduced, exempts from the requirements of the School Support Organization Financial Accountability Act school support organizations intending to raise or anticipating raising \$30,000 or less during a school year. - Amends TCA Title 49, Chapter 2, Part 6.

***SB 0065 by *Bunch (HB 0257 by *Watson)**

Taxes, Sales - As introduced, broadens eligibility for Tennessee River resort district status. - Amends TCA Section 57-4-102 and Section 67-6-103.

***SB 0066 by *Bunch**

Criminal Offenses - As introduced, creates theft offense of making false statement or concealment of material fact for purpose of obtaining accommodation in housing project of a housing authority or for paying less rent than required for such dwelling. - Amends TCA Title 39, Chapter 11, Part 1 and Title 39, Chapter 14, Part 1.

***SB 0067 by *Bunch**

Education - As introduced, defines "alternative education" as nontraditional academic program designed to meet the student's educational, behavioral, and social needs. - Amends TCA Title 49.

(Senate Bills cont.)

***SB 0068 by *Bunch (HB 0258 by *Watson)**

Juries and Jurors - As introduced, exempts Knox County from jury service reform act that took effect January 1, 2009, and provides that law in effect prior to such date governs juries and jury panels in such county. - Amends TCA Title 22, Chapter 2, Part 1.

***SB 0069 by *Bunch (HB 0259 by *Watson)**

Criminal Offenses - As introduced, creates new Class E and D felony offenses for committing or attempting to commit a terroristic threat or act; Class C and B felony offenses for committing or attempting to commit a terroristic threat or act against another in retaliation of that person's participation in certain acts; and a Class A felony offense for committing or attempting to commit a terroristic act that causes serious physical injury to another. - Amends TCA Title 39.

SB 0070 by *Bunch (*HB 0054 by *Swafford)

Criminal Offenses - As introduced, creates Class A misdemeanor offense of owner or employee of intellectual property seizing property alleged to be counterfeit or imitation but permits seizures by law enforcement officers as currently provided by law. - Amends TCA Title 39, Chapter 14 and Title 47.

SB 0071 by *Bunch (*HB 0056 by *Swafford)

Tort Liability and Reform - As introduced, provides that a flea market operator is not vicariously liable for damages resulting from flea market vendors' sale of counterfeit merchandise unless operator knew merchandise was counterfeit and failed to report or prevent sale. - Amends TCA Title 39, Chapter 14, Part 1 and Title 47, Chapter 25, Part 5.

***SB 0072 by *Tracy**

Local Education Agency - As introduced, allows any operating LEA to convert to a special school district. - Amends TCA Title 49, Chapter 2, Part 5.

***SB 0073 by *Tracy**

Education - As introduced, removes restriction on commercial advertising on school buses that requires such advertising to be composed of black lettering on a white background. - Amends TCA Section 49-6-2109(e).

***SB 0074 by *Tracy**

Students - As introduced, authorizes random drug testing of students who participate in voluntary extracurricular activities. - Amends TCA Section 49-6-4213.

***SB 0075 by *Stanley**

Education - Enacts the "Parental Choice Scholarship Program Act of 2009." -

***SB 0076 by *Stanley (HB 0289 by *Kelsey)**

Tort Liability and Reform - As introduced, replaces the term "medical malpractice" with "health care liability action" and revises provisions concerning damages, attorney fees, and other matters in such actions. - Amends TCA Title 29, Chapter 26, Part 1.

***SB 0077 by *Stanley**

Eminent Domain - As introduced, enacts the "Property Owners Bill of Rights." - Amends TCA Title 5; Title 6; Title 7; Title 11; Title 12; Title 13; Title 29; Title 43; Title 64; Title 65; Title 68; Title 69 and Title 70.

***SB 0078 by *Stanley**

Adoption - Prohibits any individual who is cohabitating in a sexual relationship outside of a marriage that is valid under the constitution and laws of this state from adopting a minor. - Amends TCA Title 36 and Title 49.

***SB 0079 by *Stanley (HB 0296 by *Casada)**

Taxes, Excise - As introduced, allows credit against excise tax in amount equal to 15 percent of taxpayer's expenditures in state for research and experimental purposes. - Amends TCA Title 67, Chapter 4.

***SB 0080 by *Stanley**

Wine, Wineries - As introduced, creates wine direct shipper license to be issued through the alcoholic beverage commission that would allow an in-state or out-of-state entity to ship wine directly to consumers age 21 years or older in this state for personal use. - Amends amend TCA.

***SB 0081 by *Stanley**

School Districts, Special - As introduced, allows any local education agency to convert to a special school district, notwithstanding the prohibition of the creation of new special school districts after April 30, 1982. - Amends TCA Section 49-2-501.

(Senate Bills cont.)

***SB 0082 by *Stanley**

Taxes, Income - As introduced, increases the Hall income tax exemption for taxpayers 65 years of age or older from \$16,200 to \$36,000 of income from all sources for single filers and from \$27,000 to \$60,000 of income from all sources for taxpayers filing jointly. - Amends TCA Title 67, Chapter 2.

***SB 0083 by *Stanley (HB 0311 by *Sargent)**

Employees, Employers - As introduced, prohibits local governments from requiring private employer to pay its employees any wage not required to be paid to such employee under state or federal law. - Amends TCA Title 50, Chapter 2, Part 1.

***SB 0084 by *Stanley**

Firearms and Ammunition - As introduced, authorizes person with a handgun permit who is not consuming alcohol to carry handgun in building where beer or alcoholic beverages are being served subject to posting of property provisions, and adds violation of possessing a firearm where alcohol is served as a reason for revocation of a person's handgun permit. - Amends TCA Title 39, Chapter 17.

***SB 0085 by *Stanley (HB 0288 by *Kelsey)**

Criminal Offenses - As introduced, makes disqualification from office for conviction of bribery in another state or under federal law retroactive. - Amends TCA Section 39-16-103.

***SB 0086 by *Stanley (HB 0317 by *DeBerry J)**

Victims' Rights - As introduced, prohibits a medical facility from holding the victim of domestic abuse responsible for the payment of a forensic medical examination and provides for compensation of such exam by the criminal injuries compensation fund. - Amends TCA Title 29, Chapter 13.

***SB 0087 by *Stanley (HB 0290 by *Coley)**

Budget Procedures - As introduced, requires a separate appropriations bill each year for the purpose of funding education K-12. - Amends TCA Title 3, Chapter 7 and Title 9, Chapter 4.

***SB 0088 by *Stanley (HB 0337 by *Swafford)**

Tennessee Emergency Management Agency (TEMA) - As introduced, requires TEMA to coordinate with all counties and add a certain number of civil defense sirens for disaster warnings each year until all areas with at least 40 people per square mile are covered by such sirens. - Amends TCA Title 58, Chapter 2, Part 1.

SB 0089 by *Stanley (*HB 0205 by *Swafford)

Motor Vehicles, Titling and Registration - As introduced, authorizes additional type of license plate for motor vehicle registration that includes language "In God We Trust" for same fee as regular registration fee. - Amends TCA Title 55, Chapter 4, Part 1.

SB 0090 by *Yager (HB 0286 by *Cobb J)

Rhea County - As introduced, subject to local approval, allows partisan elections for county executive of Rhea County. - Amends Chapter 322 of the Private Acts of 1978.

***SB 0091 by *Henry (HB 0340 by *Hensley)**

Medical Occupations - As introduced, changes the minimum meetings of the committee for clinical perfusion from quarterly to annually. - Amends TCA Title 68, Chapter 28, Part 1.

SB 0092 by *Tracy (*HB 0149 by *Casada)

Safety, Dept. of - As introduced, increases from 10 days to 15 days time in which department must notify licensing state and commercial driver license information system that commercial driver has violated traffic law; increases from 10 days to 15 days time in which clerk must notify department of conviction of commercial driver violating traffic law. - Amends TCA Title 55.

SB 0093 by *Tracy (*HB 0160 by *Casada)

Aircraft and Airports - As introduced, decreases from three to two the number of members necessary to constitute a quorum of the state aeronautics commission. - Amends TCA Title 42.

SB 0094 by *Tracy (*HB 0150 by *Casada)

Highways, Roads and Bridges - As introduced, eliminates duplicate funding provision concerning memorial highways for state law enforcement officers. - Amends TCA Title 54.

SB 0095 by *Tracy (*HB 0139 by *Casada)

Railroads - As introduced, authorizes conductor to put off non-paying passenger at any regular station. - Amends TCA Title 65.

(Senate Bills cont.)

***SB 0096 by *Berke**

Education - As introduced, requires LEAs to report each fiscal year the percentage of expenditures made on classroom expenditures district-wide and by school; requires classroom expenditures to be at least 70 percent of the total operating expenditures both district-wide and by school by fiscal year 2013-2014 and to reach at least 90 percent by fiscal year 2017-2018. - Amends TCA Title 49.

SB 0097 by *Berke (*HB 0066 by *Fincher)

Divorce, Annulment and Alimony - As introduced, removes a provision that allows a court to dismiss a divorce or legal separation complaint because the complaint lacks required information. - Amends TCA Title 36, Chapter 4, Part 1.

***SB 0098 by *Berke**

Consumer Protection - As introduced, creates a rebuttable presumption that price-gouging has been committed if there has been an immediate price increase of 25 percent or more for any consumer item; provides that the penalty for price-gouging may include a fine that is three times the amount of gross profits. - Amends TCA Title 47, Chapter 18, Part 51.

***SB 0099 by *Berke**

Education - As introduced, requires department of education to develop "College to Kids" program to raise awareness in public schools about benefits of attending college by having professional adults volunteer to visit schools across state. - Amends TCA Title 49, Chapter 1, Part 2.

SB 0100 by *Berke (*HB 0213 by *Harmon)

Highway Signs - As introduced, "Sheriff Ernest Haskew Memorial Highway," segment of S.R. 2 in Marion County. -

***SB 0101 by *Berke**

Victims' Rights - As introduced, authorizes reimbursement from the criminal injuries compensation fund for the reasonable costs of temporary lodging for the victim of domestic violence, not to exceed 14 days. - Amends TCA Section 29-13-106.

***SB 0102 by *Berke**

Criminal Procedure - As introduced, provides that court or jury may take into consideration the defendant's personal income and ability to pay when determining the amount of criminal fine to assess, if any. - Amends TCA Title 40, Chapter 35, Part 3.

***SB 0103 by *Berke, Stewart**

Lottery, Scholarships and Programs - As introduced, creates new lottery scholarship programs for students preparing to become teachers; requires THEC, TBR, and UT to assist colleges in establishing joint teacher preparation programs with nonprofit organizations and LEAs to meet the requirements of one of the scholarships. - Amends TCA Title 49.

***SB 0104 by *Berke**

Correctional Programs - As introduced, mandates the department of correction to develop and implement a society plan for every incarcerated prisoner for reentry into society. - Amends TCA Title 41.

SB 0105 by *Black (*HB 0055 by *Swafford)

Nurses, Nursing - As introduced, authorizes the general assembly to appropriate funding for the state school fund to provide for the inclusion of a school nurse in every public school. - Amends TCA Title 49 and Title 68.

***SB 0106 by *Black**

Hospitals and Health Care Facilities - As introduced, clarifies that assisted-care living facilities may accept new admissions into care for hospice care. - Amends TCA Title 68.

***SB 0107 by *Black (HB 0357 by *Bone)**

Veterinarians - As introduced, adds misrepresentation involving financial statements to the grounds for suspension or revocation of a license issued by the board of veterinary medical examiners. - Amends TCA Title 53, Chapter 10 and Title 63.

***SB 0108 by *Black**

Nurses, Nursing - As introduced, requires that at least one of the two advanced practice nurse members of the board of nursing be a certified nurse anesthetist. - Amends TCA Section 63-7-202.

***SB 0109 by *Black**

Pharmacy, Pharmacists - As introduced, requires notification on the part of a pharmacist or pharmacy technician to a patient and prescriber before interchanging immunosuppressive drugs for transplant patients. - Amends TCA Title 53 and Title 63.

(Senate Bills cont.)

***SB 0110 by *Black**

Law Enforcement - As introduced, requires law enforcement agency to report a missing child to the national crime information center within two hours of receiving a missing child report. - Amends TCA Title 37, Chapter 10, Part 2.

SB 0111 by *Black (*HB 0012 by *Kelsey)

Constitutional Amendments - As introduced, provides that the publication requirement mandated by Article XI, Section 3, is satisfied if the proposed constitutional amendment is timely posted on the official Web site of the secretary of state or on the official Web site of the general assembly. - Amends TCA Title 3, Chapter 2.

***SB 0112 by *Black**

Sexual Offenders - As introduced, removes exemption that allows sexual offender to be temporarily on school grounds, during school hours, for the purpose of making a mail, food, or other delivery. - Amends TCA Title 40, Chapter 39, Part 2.

***SB 0113 by *Black**

Criminal Offenses - As introduced, adds to Class A misdemeanor of harassment communicating to a person under 18 and, without good cause, recklessly causing the person to be frightened or intimidated by the communication. - Amends TCA Title 39, Chapter 17, Part 3.

SB 0114 by *Black (*HB 0291 by *Sargent)

Regional Authorities and Special Districts - As introduced, expands the powers of the Greater Nashville regional council to include owning or leasing real and personal property as necessary to fulfill the duties and responsibilities of the regional council. - Amends TCA Section 64-7-110.

***SB 0115 by *Black**

Highway Signs - As introduced, "Cora Cline Memorial Highway," segment of State Route 174 in Sumner County. -

SB 0116 by *Southerland (*HB 0088 by *Litz)

Jails, Local Lock-ups - As introduced, decreases the amount of clear floor space required in adult local detention facilities for both new and existing facilities and for single-occupancy and multiple-occupancy cells. - Amends TCA Title 41, Chapter 4.

SB 0117 by *Southerland (*HB 0087 by *Litz)

Jails, Local Lock-ups - As introduced, requires that applicants for the position of superintendent of a regional jail authority must submit to same criminal background check conducted in same manner as required for applicants for teacher positions. - Amends TCA Title 8, Chapter 35 and Title 41.

SB 0118 by *Southerland (*HB 0086 by *Litz)

Lottery, Scholarships and Programs - As introduced, broadens eligibility for the HOPE scholarship by removing the requirement that a military parent's home of record or residence is Tennessee if a student qualifies to be classified as an in-state student and meets other specified requirements. - Amends TCA Title 49, Chapter 4, Part 9.

SB 0119 by *Southerland (*HB 0071 by *McCord)

Fair Trade Laws - As introduced, broadens the scope of the definition of "all-terrain vehicle" for purposes of the Motorcycle and Off-Road Vehicle Dealer Fairness Act. - Amends TCA Title 47, Chapter 25, Part 19.

***SB 0120 by *Ketron**

Wine, Wineries - As introduced, creates an additional class of licenses allowing the sale of wine at certain retail food stores; requires person purchasing wine at certain retail food stores to present photo identification. - Amends TCA Title 57.

***SB 0121 by *Ketron**

Alcoholic Beverages - As introduced, creates an additional class of licenses allowing the sale of wine at certain retail food stores; requires person purchasing wine at certain retail food stores to present photo identification. - Amends TCA Title 57.

***SB 0122 by *Ketron**

Immigrants - As introduced, requires all state agencies and political subdivisions to verify eligibility of all individuals 18 years of age or older before providing public benefits by using the federal "systematic alien verification for entitlements" or "SAVE" program, with limited exceptions. - Amends TCA Title 4 and Title 39.

(Senate Bills cont.)

SB 0123 by *Ketron (*HB 0246 by *Lynn, Rich)

Budget Procedures - As introduced, enacts the "Taxpayer Transparency Act"; requires the commissioner of finance and administration to create and maintain a searchable budget database Web site detailing certain state budgetary information. - Amends TCA Title 9, Chapter 4, Part 51.

***SB 0124 by *Ketron (HB 0304 by *Sargent)**

Planning, Public - As introduced, deletes the current exemption for compliance with platting regulations for the division and plats of land partitioned by the owners among themselves either in court or by deeds. - Amends TCA Title 13, Chapter 3, Part 4.

SB 0125 by *Ketron (*HB 0199 by *Casada)

Statutes and Codification - As introduced, establishes procedure to declare position of incapacitated member of code commission vacant. - Amends TCA Title 1.

SB 0126 by *Ketron (*HB 0198 by *Casada)

Election Laws - As introduced, requires election officials to inspect filings for sufficiency and timeliness; establishes conclusive presumption that accepted filings are sufficient and timely filed. - Amends TCA Title 2.

SB 0127 by *Ketron (*HB 0197 by *Casada)

Lottery, Charitable - As introduced, requires annual event tickets to include either the mailing address or telephone number of the 501(c)(3) organization in addition to the name of the 501 (c)(3) organization. - Amends TCA Title 3.

SB 0128 by *Ketron (*HB 0196 by *Casada)

Administrative Procedure (UAPA) - As introduced, increases the number of interested persons necessary to petition an agency requesting the adoption, amendment, or repeal of a rule from five or more to 10 or more. - Amends TCA Title 4.

SB 0129 by *Ketron (*HB 0195 by *Casada)

County Officers - As introduced, requires county attorneys to consult and advise county officials and employees as to their respective duties under federal and state law. - Amends TCA Title 5.

SB 0130 by *Ketron (*HB 0194 by *Casada)

Annexation - As introduced, increases from 30 days to 40 days time period prior to effectiveness of a municipal annexation ordinance. - Amends TCA Title 6.

SB 0131 by *Ketron (*HB 0193 by *Casada)

Railroads - As introduced, requires every railroad operating trains within the state to notify the commissioner of transportation of the name, address, and telephone number of its registered agent for service of process. - Amends TCA Title 7.

SB 0132 by *Ketron (*HB 0192 by *Casada)

State Employees - As introduced, requires development and periodical offering of seminars to state employees on financial planning and utilization of state benefits as part of such financial plan. - Amends TCA Title 8.

SB 0133 by *Ketron (*HB 0190 by *Casada)

Public Records - As introduced, requires the chief administrative officer of each entity subject to public records to inform employees and appointees about the requirements of state law concerning public records and the entities' policies for administering public records statutes. - Amends TCA Title 10.

SB 0134 by *Ketron (*HB 0188 by *Casada)

State Government - As introduced, requires that electronic copies of the state owned property inventory be provided to designated officials as well as paper copies. - Amends TCA Title 12.

SB 0135 by *Ketron (*HB 0187 by *Casada)

Workers Compensation - As introduced, increases from 10 to 15 days the period of time after expiration of a building permit that the county building commission has to return a certificate of insurance or a workers' compensation policy to the person who obtained the permit. - Amends TCA Title 13.

SB 0136 by *Ketron (*HB 0186 by *Casada)

Holidays and Days of Special Observance - As introduced, redesignates the second Monday in September each year as American Indian Day instead of the fourth Monday in September each year. - Amends TCA Title 15.

SB 0137 by *Ketron (*HB 0161 by *Casada)

Prisoners and Inmates - As introduced, clarifies that inmates and their baggage are to be searched for all contraband, not just instruments of escape. - Amends TCA Title 41.

(Senate Bills cont.)

SB 0138 by *Ketron (*HB 0147 by *Casada)

Alcoholic Beverages - As introduced, increases from 20 to 25 days time period in which manufacturers and wholesale distributors of beer must register with commissioner. - Amends TCA Title 57.

***SB 0139 by *Ketron**

Campaigns and Campaign Finance - As introduced, prohibits contributions from PACs after the 10th day before an election to coincide with reporting date of pre-primary and pre-general election statements. - Amends TCA Section 2-10-117.

***SB 0140 by *Ketron**

Election Laws - As introduced, increases size of voting precincts from 5,000 registered voters to 6,000 registered voters; requires one voting machine for every 800 registered voters. - Amends TCA Title 2.

***SB 0141 by *Ketron**

Campaigns and Campaign Finance - As introduced, clarifies that an unexpended balance of contributions in a deceased candidate's campaign account may be allocated to any institution of public or private education in the state; allows family member of a staff person of the registry of election finance to make campaign contributions. - Amends TCA Title 2, Chapter 10.

***SB 0142 by *Ketron**

Ethics - As introduced, allows family members of staff persons of the registry of election finance and ethics commission to make campaign contributions; clarifies that registry of election finance has jurisdiction over campaign contributions made by employers of lobbyists. - Amends TCA Title 2, Chapter 10; Title 3, Chapter 6 and Title 8, Chapter 50, Part 5.

***SB 0143 by *Ketron**

Mental Retardation - As introduced, requires that the methodology of the division of mental retardation services for determining payments to service providers phase in salaries and benefits for direct care staff over a three-year period that are commensurate with staff in developmental centers. - Amends TCA Title 33.

***SB 0144 by *Ketron (HB 0312 by *Carr)**

Lottery, Scholarships and Programs - As introduced, requires TSAC to set a greater amount for the dual enrollment award per credit hour for courses taken at eligible four-year postsecondary institutions and certain eligible two-year postsecondary institutions than the amount of the award per credit hour for courses taken at eligible two-year postsecondary institutions. - Amends TCA Section 49-4-930.

***SB 0145 by *Ketron (HB 0388 by *Carr)**

Immigrants - As introduced, requires all state agencies and political subdivisions to verify eligibility of all individuals 18 years of age or older before providing public benefits by using the federal "systematic alien verification for entitlements" or "SAVE" program, with limited exceptions. - Amends TCA Title 4 and Title 39.

***SB 0146 by *Ketron (HB 0313 by *Carr)**

Lottery, Scholarships and Programs - As introduced, permits HOPE scholarship students to receive scholarship award for any semester or other period during the year in which they are enrolled. - Amends TCA Title 49, Chapter 4, Part 9.

***SB 0147 by *Ketron (HB 0308 by *Sargent)**

Tort Liability and Reform - As introduced, clarifies judgments rendered against self-insured governmental entities are limited whether or not the entity purchases reinsurance or high single insured retentions. - Amends TCA Title 29, Chapter 20 and Title 50, Chapter 6, Part 1.

***SB 0148 by *Ketron**

Judges and Chancellors - Creates new court in 22nd judicial district to be filled by appointment until August 2010 election and creates additional assistant district attorney position and assistant district public defender position for the district. - Amends TCA Title 8, Chapter 14, Part 2 and Section 16-2-506.

***SB 0149 by *Ketron**

Budget Procedures - As introduced, enacts the "Taxpayer Transparency Act"; requires the commissioner of finance and administration to create and maintain a searchable budget database Web site detailing certain state budgetary information. - Amends TCA Title 9, Chapter 4, Part 51.

***SB 0150 by *Ketron**

Election Laws - As introduced, requires a voter to present qualified photographic identification before voting; voters without proper identification shall be allowed to cast provisional ballots. - Amends TCA Title 2, Chapter 7, Part 1.

(Senate Bills cont.)

***SB 0151 by *Ketron**

Veterans' Affairs, Dept. of - As introduced, creates state veterans' burial assistance fund to be administered by commissioner of veterans affairs; funds shall consist of any funds from U.S. Veterans Affairs for plot allowance for burials of state veterans and dependents and any state appropriation or private donation. - Amends TCA Section 8-30-306; Section 49-7-102; Title 58, Chapter 7; Title 58, Chapter 3 and Section 67-5-704.

***SB 0152 by *Ketron**

Finance and Administration, Dept. of - As introduced, requires compilation of an omnibus list of state programs by June 30, 2008. - Amends TCA Title 4, Chapter 3, Part 10.

***SB 0153 by *Ketron**

Criminal Offenses - As introduced, classifies as a Class A misdemeanor, subject to a fine only, the unauthorized implantation of an electronic identification and/or tracking device or mark placed on any human being. - Amends TCA Title 39.

***SB 0154 by *Ketron**

Business and Commerce - As introduced, enacts "Tennessee Economic Civil Rights Act." -

***SB 0155 by *Ketron**

Business and Commerce - As introduced, enacts the "Tennessee Business Ombudsman Act." -

***SB 0156 by *Ketron**

Employees, Employers - As introduced, enacts the "At-Will Employment Act." - Amends TCA Title 50.

***SB 0157 by *Ketron**

Professions and Occupations - As introduced, enacts the "Tennessee Professional Licensure and Certification Reform Act." -

***SB 0158 by *Ketron**

Education - As introduced, requires LEAs to establish virtual education program for certain adjudicated delinquents. - Amends TCA Title 49, Chapter 16, Part 1.

***SB 0159 by *Ketron**

Landlord and Tenant - As introduced, allows two or more tenants to opt to pay rent, and requires landlord to accept, either as single payment from all tenants or as multiple payments from all tenants if the total payment equals the amount of rent in the rental agreement. - Amends TCA Title 66, Chapter 28.

***SB 0160 by *Ketron**

Insurance, Health, Accident - As introduced, requires health insurance coverage of hearing aids for minors. - Amends TCA Title 56.

***SB 0161 by *Ketron**

State Government - As introduced, abolishes the Tennessee ethics commission, transfers the powers and duties of the Tennessee ethics commission to the registry of election finance, and renames the registry of election finance as the commission of ethics and election finance. - Amends TCA Title 2; Title 3; Title 4 and Title 8.

***SB 0162 by *Ketron**

Sunset Laws - As introduced, transfers the duties of the ethics commission to the registry of election finance if the ethics commission automatically terminates and ceases to exist on June 30, 2009, pursuant to the provisions of the sunset law. - Amends TCA Title 2; Title 3; Title 4 and Title 8.

SB 0163 by *Ketron (*HB 0249 by *Carr)

Murfreesboro - As introduced, subject to local approval, clarifies certain ambiguities existing within those Murfreesboro city charter provisions that set forth disciplinary policies and procedures for municipal employees. - Amends Chapter 429 of the Private Acts of 1931, as amended by Chapter 30 of the Private Acts of 1967, Chapter 104 of the Private Acts of 1993, Chapter 94 of the Private Acts of 1997, and any other acts amendatory thereto.

***SB 0164 by *Ketron**

Ethics - As introduced, imposes certain deadlines for issuance of certain advisory opinions and informal responses issued by the ethics commission or its staff; provides, in certain cases, for review and oversight by the attorney general. - Amends TCA Title 3, Chapter 6.

***SB 0165 by *Ketron**

Ethics - As introduced, combines the registry of election finance and the Tennessee ethics commission into the "commission of ethics and election finance." - Amends TCA Title 2; Title 3; Title 4 and Title 8.

(Senate Bills cont.)

***SB 0166 by *Ketron**

Wine, Wineries - As introduced, creates direct shipper license to be issued through the alcoholic beverage commission that would allow an in-state or out-of-state entity to ship wine directly to consumers age 21 years or older in this state for personal use. - Amends TCA Title 57, Chapter 3.

***SB 0167 by *Ketron**

Correction, Dept. of - As introduced, requires counties receiving correctional incentive subsidies to submit an accounting of such expenditures to the commissioner; if the facility has not been certified pursuant to state jail standards, prohibits grant of future subsidies unless required expenditures are made; authorizes the commissioner to reimburse counties for actual improvement expenditures. - Amends TCA Title 41.

***SB 0168 by *Ketron (HB 0306 by *Sargent)**

Planning, Public - As introduced, revises the time frame for the approval or disapproval of a plat by the municipal planning commission. - Amends TCA Title 13, Chapter 4, Part 3.

***SB 0169 by *Ketron (HB 0309 by *Sargent)**

Annexation - As introduced, revises the manner of amending the comprehensive growth plan after the initial three-year period following the approval of the initial growth plan. - Amends TCA Section 6-58-104(d).

***SB 0170 by *Ketron**

Public Records - As introduced, makes confidential all information furnished by a witness during the course of certain investigations. - Amends TCA Title 10.

SB 0171 by *Ketron (*HB 0208 by *Coley)

Education - As introduced, requires department of education to establish, administer, and monitor a grant for eligible non-profit organizations providing civic education programs. - Amends TCA Title 49, Chapter 6.

SB 0172 by *Ketron (*HB 0221 by *Bass)

Handgun Permits - As introduced, makes information contained in handgun carry permit applications and renewals, information provided to agencies to investigate applicant, and records maintained relative to the permit application confidential and creates Class A fine only misdemeanor of unauthorized publication of permit information or records. - Amends TCA Title 39, Chapter 17, Part 13.

***SB 0173 by *Ketron**

Election Laws - As introduced, requires citizenship status to be proven prior to registration to vote and requires certain procedures to ensure identity and citizenship status prior to voting. - Amends TCA Title 2 and Title 4.

SB 0174 by *Ketron (*HB 0146 by *Casada)

Natural Disaster - As introduced, redefines "natural emergency" to specifically include forest fires, hurricanes, and tornados. - Amends TCA Title 58.

SB 0175 by *Ketron (*HB 0140 by *Casada)

Regional Authorities and Special Districts - As introduced, requires advisory committee, if appointed, to East Tennessee Regional Agribusiness Marketing Authority to consult with and advise the board on at least a bi-annual basis. - Amends TCA Title 64.

***SB 0176 by *Norris**

Budget Procedures - As introduced, prohibits transfer or diversion of state highway funds. - Amends TCA Section 4-3-1016;54-2-102;54-2-103.

***SB 0177 by *Norris**

School Districts, Special - As introduced, allows any local education agency to convert to a special school district, notwithstanding the prohibition of the creation of new special school districts after April 30, 1982. - Amends TCA Section 49-2-501.

SB 0178 by *Jackson (*HB 0075 by *Shepard)

Highway Signs - As introduced, "Lance Corporal Jeffrey Adam Bishop Memorial Highway, segment of U.S. 70 in Dickson County." -

***SB 0179 by *Jackson**

Ethics - As introduced, requires ethics commission to issue written advisory opinions to members of the general assembly upon request. - Amends TCA Title 3, Chapter 6, Part 1.

(Senate Bills cont.)

SB 0180 by *Jackson (*HB 0004 by *Bass, Turner M)

Handgun Permits - As introduced, provides that person exempt from classroom and firing range training requirement by reason of prior military experience is also exempt from payment of \$115 application and processing fee. - Amends TCA Title 39, Chapter 17, Part 13.

SB 0181 by *Jackson (*HB 0002 by *Hardaway)

Child Custody and Support - As introduced, enacts the "Equal and Fair Parenting Act" to create a rebuttable presumption that equally shared parenting is the custody arrangement in the best interest of a child. - Amends TCA Title 36, Chapter 6, Part 1.

***SB 0182 by *Jackson (HB 0385 by *Sontany)**

Animals and Animal Cruelty - As introduced, enacts the "Tennessee Animal Abuser Registration, Tracking and Verification Act." - Amends TCA Title 40, Chapter 39.

SB 0183 by *Stewart (*HB 0279 by *Matheny)

Law Enforcement - As introduced, increases the amount that a person serving as private special deputy must provide to prove financial responsibility from no less than \$50,000 to no less than \$60,000. - Amends TCA Section 38-8-118.

SB 0184 by *Stewart (*HB 0216 by *Harmon)

Highway Signs - As introduced, "Deputy Anthony Shane Tate Memorial Highway," segment of State Route 56 in Grundy County. -

***SB 0185 by *Jackson (HB 0341 by *Hensley)**

Solid Waste Disposal - As introduced, prohibits a permit from being issued for a solid waste disposal facility within five miles of Swan Creek, which is located in Lewis County, in order to protect the great biodiversity of the Swan Creek Watershed the same being the home of a number of rare invertebrates and plants. - Amends TCA Title 68, Chapter 211.

SB 0186 by *Harper (*HB 0235 by *DeBerry J)

Mortgages - As introduced, requires creditors in certain situations to conduct an in-person meeting with a debtor who is in default to explore options for the debtor to avoid foreclosure. - Amends TCA Title 29; Title 35; Title 45; Title 47 and Title 66.

SB 0187 by *Harper (*HB 0287 by *Gilmore)

Taxes, Real Property - As introduced, enacts a property tax freeze for homeowners totally and permanently disabled. - Amends TCA Title 67, Chapter 5, Part 7.

SB 0188 by *Bunch (*HB 0265 by *Watson)

General Assembly - As introduced, requires governor's office or other appropriate state agency to give three business days notice to any member where the awarding of a grant is being announced in the member's district; allows notice to be by electronic mail. - Amends TCA Title 3, Chapter 1 and Title 4.

SB 0189 by *Bunch (*HB 0264 by *Watson, Rich)

Criminal Offenses - As introduced, increases penalties for resisting arrest from Class B misdemeanor to Class A misdemeanor and from Class A misdemeanor to Class E felony if a deadly weapon is used in resisting the arrest; requires court to suspend defendant's driver license if motor vehicle is used as deadly weapon. - Amends TCA Section 39-16-602.

SB 0190 by *Bunch (*HB 0266 by *Watson, Rich)

Criminal Procedure - As introduced, adds omitted language from provision allowing law of self-defense to apply to a person's business as well as the dwelling, residence, and occupied vehicle. - Amends TCA Title 39, Chapter 11, Part 6.

SB 0191 by *Bunch (*HB 0267 by *Watson, Bass)

Election Laws - As introduced, requires a voter to present qualified photographic identification before voting; voters without proper identification shall be allowed to cast provisional ballots. - Amends TCA Title 2, Chapter 7, Part 1.

SB 0192 by *Bunch (*HB 0268 by *Watson)

Domestic Violence - As introduced, clarifies that victims are not required to pay court costs and attendant fees for ex parte orders of protection. - Amends TCA Title 36, Chapter 3, Part 6.

(Senate Bills cont.)

SB 0193 by *Bunch (*HB 0269 by *Watson, Bass)

Criminal Offenses - As introduced, creates a Class E felony offense for providing a public servant with documentation falsely stating or implying that a person is a legally documented immigrant to the United States for the purpose of obtaining certain public benefits including TennCare or for providing false documents to an employer for the purpose of obtaining employment. - Amends TCA Title 4 and Title 39, Chapter 16, Part 5.

SB 0194 by *Bunch (*HB 0270 by *Watson, Bass, Rich)

Election Laws - As introduced, requires citizenship status to be proven prior to registration to vote and requires certain procedures to ensure identity and citizenship status prior to voting. - Amends TCA Title 2.

SB 0195 by *Bunch (*HB 0271 by *Watson, Bass)

County Government - As introduced, requires state treasurer to make certified public administrator's educational incentive payments to sheriffs irrespective of other supplements received for in-service training or professional development. - Amends TCA Section 5-1-310.

SB 0196 by *Bunch (*HB 0263 by *Watson)

Law Enforcement - As introduced, requires complaints against certain law enforcement officers to be in writing, signed by the complainant, and a copy given to the affected officer. - Amends TCA Title 38, Chapter 8.

SB 0197 by *Bunch (*HB 0284 by *Watson)

Methamphetamine - As introduced, provides that possession of more than 20 grams of meth precursor within a 30-day period is prima facie evidence of intent to promote meth manufacture. - Amends TCA Title 39, Chapter 17, Part 4.

***SB 0198 by *Bunch**

Administrative Procedure (UAPA) - As introduced, requires approval of the general assembly before a permanent rule becomes effective, repeals provisions authorizing emergency and public necessity rules. - Amends TCA Title 4, Chapter 5.

***SB 0199 by *Bunch (HB 0371 by *Casada)**

Sports - As introduced, requires the Tennessee Athletic Commission to equitably allocate over the course of a year its approvals of competitions in arenas seating 10,000 or more among the grand divisions of the state. - Amends TCA Title 68, Chapter 115.

***SB 0200 by *Bunch**

Emergency Communications Districts - As introduced, increases allocation of revenue from charge on commercial mobile radio services to emergency communications districts; allocates specific percentage of revenue from such charge for emergency communications board expenses; allocates revenue to assist financially distressed districts. - Amends TCA Title 7, Chapter 86.

***SB 0201 by *Bunch**

Law Enforcement - As introduced, permits director of judicial district drug task force to petition court for destruction, sale, law enforcement use, or other disposition of confiscated weapons. - Amends TCA Title 39, Chapter 17, Part 13.

***SB 0202 by *Bunch**

Public Records - As introduced, designates as classified and exempt from public disclosure records that are directly related to the security of government buildings. - Amends TCA Title 10, Chapter 7.

SB 0203 by *Stewart (*HB 0217 by *Fraley)

Education - As introduced, requires each LEA to provide transitional kindergarten program for children admitted to kindergarten who are developmentally delayed, as determined by the LEA, as prerequisite to attending kindergarten. - Amends TCA Title 49, Chapter 6.

SB 0204 by *Stewart (*HB 0281 by *Matheny)

Education - As introduced, defines "proficient" on the TCAP tests as demonstrating knowledge of content area and "advanced" as demonstrating critical thinking and problem solving skills. - Amends TCA Title 49.

SB 0205 by *Stewart (*HB 0280 by *Matheny)

Salaries and Benefits - As introduced, authorizes state employees enrolled in the group insurance plan to transfer to a different authorized state insurance plan once during a non-enrollment period for a medically necessary procedure for the enrollee or a dependent of the enrollee, if the procedure is not covered by the plan that provides coverage to the employee. - Amends TCA Title 8, Chapter 27.

(Senate Bills cont.)

SB 0206 by *Stewart (*HB 0214 by *Harmon)

Beer - As introduced, corrects definitional cross-reference for "beer wholesalers" under beer distribution licensing law. - Amends TCA Title 57, Chapter 5, Part 1.

SB 0207 by *Stewart (*HB 0106 by *Matheny)

Safety - As introduced, requires the emergency medical services board to develop standards for the operation and maintenance of emergency vehicles that impose certain mileage restrictions. - Amends TCA Title 68.

SB 0208 by *Stewart (*HB 0204 by *Matheny)

Emergency Communications Districts - As introduced, enacts the Public Safety and Emergency Communications Act; revises funding to provide additional share to 50 lowest population districts. - Amends TCA Title 7, Chapter 86.

***SB 0209 by *Marrero B (HB 0368 by *Richardson)**

Drugs - As introduced, enacts "Medical Marijuana Act of 2009." -

***SB 0210 by *Crowe**

Boards and Commissions - As introduced, adds two members to the pest control board. - Amends TCA Title 62, Chapter 21, Part 1.

***SB 0211 by *Crowe (HB 0363 by *Mumpower)**

Handgun Permits - As introduced, exempts holder of handgun carry permit from prohibitions against carrying a firearm in any public park, playground, civic center, or other public recreational area or facility, carrying weapon in areas inhabited by big game, and possessing firearm while bow hunting. - Amends TCA Title 39, Chapter 17, Part 13 and Title 70.

SB 0212 by *Stewart (*HB 0315 by *Matheny)

Pharmacy, Pharmacists - As introduced, requires pharmacists and pharmacies to obtain identification prior to dispensing or delivering a prescription drug to any person. - Amends TCA Title 53 and Title 63.

***SB 0213 by *Bunch**

Criminal Offenses - As introduced, creates Class C felony of aggravated vehicular assault, which involves committing vehicular assault and having certain alcohol-related prior convictions. - Amends TCA Title 39, Chapter 13, Part 1.

***SB 0214 by *Tracy, Stewart**

Highway Signs - As introduced, "SPC Raymond Neal Mitchell III Memorial Bridge," Interstate 24 and State Route 266 (Sam Ridley Parkway) in Town of Smyrna. -

***SB 0215 by *Watson**

Insurance, Health, Accident - As introduced, requires managed health insurance issuers to validate data used to measure the quality of a provider's care. - Amends TCA Section 56-32-130.

***SB 0216 by *Tracy (HB 0401 by *Fraleay)**

Teachers, Principals and School Personnel - As introduced, allows children, up to 24 years, of retired teachers to receive a 25 percent discount at any state-supported institution of higher learning. - Amends TCA Title 49, Chapter 7.

SB 0217 by *Stanley (*HB 0230 by *Todd)

Education - As introduced, allows local boards of education to delegate authority regarding assignment of individual students for decision-making on such matters. - Amends TCA Title 49.

SB 0218 by *Stanley (*HB 0338 by *Swafford)

Insurance, Health, Accident - As introduced, revises and expands current laws requiring insurance coverage of autism treatments. - Amends TCA Title 56, Chapter 7.

SB 0219 by *Stanley (*HB 0159 by *Casada)

Agriculture, Dept. of - As introduced, deletes requirement that department prepare annual report concerning activities of the Tennessee agricultural museum board for approval by the governor. - Amends TCA Title 43.

SB 0220 by *Stanley (*HB 0138 by *Casada)

Laundries and Dry Cleaners - As introduced, increases from 180 to 200 days minimum time required before dry cleaner or launderer may dispose of unclaimed garments. - Amends TCA Title 66.

SB 0221 by *Stanley (*HB 0142 by *Casada)

Private Protective Services - As introduced, assigns personal, civil, and criminal liability to private security guard using unauthorized deadly force. - Amends TCA Title 62.

(Senate Bills cont.)

SB 0222 by *Stanley (*HB 0144 by *Casada)

Gas, Petroleum Products, Volatile Oils - As introduced, increases from 10 to 20 days time period in which supervisor may grant or deny mineral test hole permit. - Amends TCA Title 60.

SB 0223 by *Stanley (*HB 0148 by *Casada)

Commerce and Insurance, Dept. of - As introduced, creates advisory board to commissioner and governor to review complaints against regulatory boards administered by department. - Amends TCA Title 56.

SB 0224 by *Stanley (*HB 0151 by *Casada)

Food and Food Products - As introduced, requires both hot and cold water in sinks provided for food service employees.

- Amends TCA Title 53.

SB 0225 by *Stanley (*HB 0152 by *Casada)

Employees, Employers - As introduced, requires employers receiving a Tennessee job skills grant filing a final report with the department of economic and community development to report the outcome measurements for the project and the actual cost per person enrolled, trained, hired, and retained in employment in addition to other presently required information. - Amends TCA Title 50.

SB 0226 by *Stanley (*HB 0154 by *Casada)

Corporations, For Profit - As introduced, increases length of validity for proxy appointment for corporate shareholder voting purposes from 11 months to one year. - Amends TCA Title 48.

SB 0227 by *Stanley (*HB 0155 by *Casada)

Uniform Commercial Code - As introduced, increases from 30 to 45 days time period after notice in which warehouseman may remove stored goods. - Amends TCA Title 47.

SB 0228 by *Stanley (*HB 0156 by *Casada)

Cemeteries - As introduced, permits commissioner of commerce and insurance to terminate temporary permit for operating cemetery by giving written notice of at least 20 days, instead of 10 days, before effective date of termination. - Amends TCA Title 46.

SB 0229 by *Stanley (*HB 0157 by *Casada)

Banks and Financial Institutions - As introduced, increases from 90 to 100 calendar days period of time in which application from bank without regulatory rating of 1 or 2 shall be deemed approved for branch facilities. - Amends TCA Title 45.

SB 0230 by *Stanley (*HB 0158 by *Casada)

Livestock - As introduced, redefines dairy farm to include all milk-producing animals instead of limiting it to cows. - Amends TCA Title 44.

SB 0231 by *Haynes (*HB 0228 by *Odom)

Taxes, Excise - As introduced, increases franchise and excise tax credit for financial institutions donating to the Tennessee rural development opportunity fund from 10 percent of contribution to 12 percent of contribution. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 55; Title 56; Title 57; Title 61; Title 62; Title 63; Title 67; Title 68; Title 69; Title 70 and Title 71.

SB 0232 by *Haynes (*HB 0226 by *Odom)

Appropriations - As introduced, makes appropriations for the purpose of defraying the expenses of certain legislative enactments passed during the 2009 session of the 106th General Assembly. -

SB 0233 by *Haynes (*HB 0229 by *Odom)

Bond Issues - As introduced, authorizes issuance of bonds to fund state projects. -

SB 0234 by *Haynes (*HB 0227 by *Odom)

Lottery, Scholarships and Programs - As introduced, adds University of Tennessee System and Board of Regents as recipients of THEC's annual report on scholarship and grant programs data. - Amends TCA Title 4, Chapter 31; Title 4, Chapter 51; Title 8, Chapter 4; Title 9, Chapter 4 and Title 49.

***SB 0235 by *Gresham (HB 0361 by *Dennis, Rich)**

Game and Fish Laws - As introduced, provides that the determination as to whether property, such as vehicles, seized for violations of certain game and fish laws is forfeited to state is determined by court hearing the violation rather than an administrative hearing officer. - Amends TCA Title 70, Chapter 6, Part 2.

(Senate Bills cont.)

SB 0236 by *Gresham (*HB 0245 by *Rich, Shipley)

Evidence - As introduced, provides that evidence obtained by use of radar device cannot be used in evidence to prove speed of vehicle unless the operator was certified in vehicular velocity estimation by state-approved program. - Amends TCA Title 24, Chapter 7; Title 38, Chapter 8 and Title 55, Chapter 8.

SB 0237 by *Gresham (*HB 0212 by *Coley)

Budget Procedures - As introduced, requires K-12 education funding to be passed by the house of representatives and the senate prior to consideration of general appropriations bill for funding the remainder of state government. - Amends TCA Title 9.

SB 0238 by *Gresham (*HB 0285 by *Coley)

Education - As introduced, requires the commissioner of education to develop curriculum for the instruction of Chinese; encourages LEAs to teach Chinese. - Amends TCA Title 49, Chapter 6.

SB 0239 by *Gresham (*HB 0240 by *Rich, Shipley)

Criminal Procedure - As introduced, provides that a defendant who knowingly commits an offense in a county other than the defendant's county of residence is not eligible for probation. - Amends TCA Title 40, Chapter 35, Part 3.

***SB 0240 by *Gresham**

Sentencing - As introduced, provides that a sentence involving incarceration not authorized if the sole offense is a moving traffic violation and the offense is classified as a Class C misdemeanor. - Amends TCA Title 55, Chapter 8.

SB 0241 by *Gresham (*HB 0241 by *Rich, Shipley)

Sentencing - As introduced, requires person who commits a first or subsequent aggravated robbery by use of a deadly weapon to serve at least 85 percent of the sentence imposed before becoming eligible for release status. - Amends TCA Title 40, Chapter 35, Part 5.

SB 0242 by *Gresham (*HB 0244 by *Rich)

Highway Signs - As introduced, "Eddie L. Niles Bridge," U.S. Highway 64 in City of Somerville, Fayette County. -

SB 0243 by *Gresham (*HB 0207 by *Coley)

Education - As introduced, specifies that any transcript provided by a public high school must contain courses taken and grades received, attendance, standardized test scores, discipline incidents, and weighted grade point average. - Amends TCA Title 49, Chapter 6, Part 4.

***SB 0244 by *Gresham (HB 0362 by *Dennis, Rich)**

Paternity - As introduced, eliminates the putative father registry. - Amends TCA Title 36; Title 37 and Title 68.

***SB 0245 by *Gresham**

Firearms and Ammunition - As introduced, allows persons with handgun carry permit to carry in public parks, public postsecondary institutions, and restaurants where alcoholic beverages are being served; allows judges and district attorneys to carry firearms where law enforcement can carry if they have permit or appropriate training. - Amends TCA Title 39, Chapter 17, Part 13 and Title 70.

***SB 0246 by *Gresham**

Teachers, Principals and School Personnel - As introduced, prohibits principals under performance contracts from being members of negotiating units for collective bargaining purposes. - Amends TCA Section 49-5-602(7).

SB 0247 by *Marrero B (*HB 0128 by *Hardaway)

Real Property - As introduced, requires a seller of real property to provide an energy audit of the property to potential buyers prior to the sale and include such audit in the deed of conveyance. - Amends TCA Title 66, Chapter 5.

SB 0248 by *Marrero B (*HB 0035 by *Hardaway)

Public Funds and Financing - As introduced, enacts "Sudanese Divestment Act of 2009." - Amends TCA Title 4, Chapter 3, Part 24; Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36; Title 8, Chapter 37; Title 8, Chapter 5 and Title 9, Chapter 4.

SB 0249 by *Marrero B (*HB 0126 by *Hardaway)

Landlord and Tenant - As introduced, requires rental agreement under Uniform Residential Landlord and Tenant Act to include, as an addendum, energy audit of estimated energy usage at dwelling unit. - Amends TCA Title 66, Chapter 28.

(Senate Bills cont.)

SB 0250 by *Marrero B (*HB 0130 by *Hardaway)

Landlord and Tenant - As introduced, requires landlords of residential property to furnish an energy audit on any premises for rent before entering into a lease on such premises. - Amends TCA Title 66, Chapter 28, Part 3.

***SB 0251 by *Marrero B (HB 0375 by *Coley)**

Local Education Agency - Enacts the "Archival Protection Act of 2009" to urge preservation of historically significant personal property located in public schools that have been closed. - Amends TCA Title 49.

SB 0252 by *Marrero B (*HB 0334 by *Richardson)

Vital Records - As introduced, requires amendment of birth certificates upon receipt of a sworn statement from a licensed medical professional that the person's gender has changed. - Amends TCA Section 68-3-203.

SB 0253 by *Marrero B (*HB 0335 by *Richardson)

Criminal Procedure - As introduced, adds as an advisory enhancement factor to sentencing that defendant intentionally chose victim of crime based on gender identity or expression. - Amends TCA Section 40-35-114.

***SB 0254 by *Marrero B**

Physicians and Surgeons - As introduced, exempts from civil liability physicians who voluntarily provide health care services to clinics that may charge its patients a fee. - Amends TCA Title 63, Chapter 6, Part 7.

SB 0255 by *Marrero B (*HB 0078 by *Gilmore)

Environment and Conservation, Department of - As introduced, revises membership of the solid waste disposal control board, the water quality control board, and the air pollution control board. - Amends TCA Title 68 and Title 69.

***SB 0256 by *Jackson**

Highway Signs - As introduced, "William Fiser Memorial Bridge," Big Barton's Creek on State Route 48 in Dickson County. -

***SB 0257 by *Jackson**

Criminal Offenses - As introduced, prohibits cable television or satellite television company from advertising or promoting material that it knows to be obscene or harmful to minors. - Amends TCA Title 39, Chapter 17, Part 9.

***SB 0258 by *Jackson (HB 0386 by *Sontany)**

Animals and Animal Cruelty - As introduced, enacts the "Commercial Breeder Act." - Amends TCA Title 47, Chapter 18, Part 1; Title 39, Chapter 14, Part 2; and Title 44, Chapter 17.

***SB 0259 by *Jackson**

Campaigns and Campaign Finance - As introduced, limits time a candidate and candidate's political campaign committee may make expenditures to no earlier than 120 days before an election and no later than 90 days after the last election in which the candidate participates; expenditure does not include use of campaign funds by an officeholder for the furtherance of the office of the officeholder. - Amends TCA Title 2, Chapter 10.

***SB 0260 by *Jackson**

Capital Punishment - As introduced, requires the administrative office of the court to propose a realistic time within which post-conviction relief petitions in capital cases are finally disposed of if it is determined the one-year statutory time limit is not realistic. - Amends TCA Title 40, Chapter 30.

***SB 0261 by *Jackson**

Law Enforcement - As introduced, requires that all statements made by a person during a custodial interrogation relating to a homicide must be electronically recorded and preserved. - Amends TCA Title 40, Chapter 7.

***SB 0262 by *Jackson**

Handgun Permits - As introduced, authorizes person with handgun carry permit to possess firearm in local, state, or federal parks or in a refuge, public hunting area, wildlife management area, or on national forest land. - Amends TCA Title 39, Chapter 17, Part 13 and Title 70.

(Senate Bills cont.)

***SB 0263 by *Jackson**

Firearms and Ammunition - As introduced, allows probation and parole officers with valid handgun permit to carry handgun under same circumstances as law enforcement officers and allows board to require additional training if they carry during employment. - Amends TCA Title 39, Chapter 17, Part 13 and Title 40, Chapter 28.

***SB 0264 by *Jackson**

Game and Fish Laws - As introduced, authorizes TWRA to issue sport fishing and hunting licenses at no cost to Tennessee residents who are 100 percent disabled and receive social security disability. - Amends TCA Title 70, Chapter 2, Part 1.

***SB 0265 by *Jackson**

Criminal Offenses - As introduced, allows person who has permit to carry a handgun to carry gun in place where alcohol is served for consumption on premises if person is not consuming alcohol or is not otherwise prohibited by posting provisions. - Amends TCA Title 39, Chapter 17, Part 13.

SB 0266 by *Jackson (*HB 0025 by *Hardaway)

Paternity - As introduced, requires paternity testing before a father can be listed on a birth certificate. - Amends TCA Title 24, Chapter 7, Part 1; Title 36 and Title 68.

***SB 0267 by *Harper, Haynes**

Special License Plates - As introduced, authorizes issuance of Music City Inc. Foundation new specialty earmarked plates; allocates 50 percent of funds produced from sale thereof to the Music City Inc. Foundation. - Amends TCA Title 55, Chapter 4.

SB 0268 by *Tracy, Ketron (*HB 0336 by *Carr)

Highway Signs - As introduced, "Thomas Hutchinson Bridge," U.S. Highway 231 in Rutherford County. -

SB 0269 by *Gresham (*HB 0210 by *Coley)

Budget Procedures - As introduced, requires K-12 education and higher education funding to be passed by the house of representatives and the senate prior to consideration of general appropriations bill for funding remainder of state government. - Amends TCA Title 9.

SB 0270 by *Gresham (*HB 0248 by *Brooks H)

Education - As introduced, permits class size limits to be exceeded in career and technical classes in which physical safety precautions are not required; provided, that such classes do not impair instruction and do not exceed the limits for academic classes in grades 7-12. - Amends TCA Title 49.

SB 0271 by *Gresham (*HB 0153 by *Casada)

Lottery, Scholarships and Programs - As introduced, adds University of Tennessee System and Board of Regents as recipients of THEC's annual report on scholarship and grant programs data. - Amends TCA Title 49.

SB 0272 by *Gresham (*HB 0359 by *Dennis, Rich)

Firearms and Ammunition - As introduced, makes exception to the prohibition against possessing firearm while traversing public hunting or wildlife management areas inhabited by big game if firearm possessed is a handgun and person has valid handgun carry permit. - Amends TCA Title 70, Chapter 4, Part 1.

***SB 0273 by *Ketron (HB 0381 by *Sargent)**

Commerce and Insurance, Dept. of - As introduced, allows commissioner to initiate investigation under the Tennessee Insurance Producer Licensing Act of 2002 upon receiving a written complaint from a member of the public or determination by commissioner that "good cause" exists that a violation occurred. - Amends TCA Title 56, Chapter 6 and Title 56, Chapter 8.

***SB 0274 by *Ketron**

Alcoholic Beverages - As introduced, decreases time person must be resident of Tennessee to obtain retailer license or own stock in corporation who has retailer license from two years or at least 10 consecutive years to one year or at least five consecutive years. - Amends TCA Title 57.

SB 0275 by *Ketron (*HB 0234 by *Todd)

Law Enforcement - As introduced, requires law enforcement agencies to open shooting ranges to retired, full-time, commissioned law enforcement officers when not used by law enforcement personnel, in addition to present, permissible use by general public. - Amends TCA Section 38-8-116.

(Senate Bills cont.)

SB 0276 by *Haynes (*HB 0342 by *Moore)

Motor Vehicles - As introduced, prohibits operation of bicycles on River Road in Davidson County between U.S. Highway 70 / S.R. 24 and the Cheatham County line; violation is Class C misdemeanor. - Amends TCA Title 55, Chapter 8.

SB 0277 by *Haynes (*HB 0093 by *Moore)

Hospitals and Health Care Facilities - As introduced, requires criminal background checks to be conducted for direct care employees "prior to employment" instead of "prior to employment or within seven days of employment". - Amends TCA Section 68-11-256.

SB 0278 by *Haynes (*HB 0096 by *Moore)

Taxes, Agricultural and Open Spaces - As introduced, permits an individual's property that does not meet the minimum size requirements for greenbelt classification to be aggregated with contiguous property owned by others who are related to the individual by blood, marriage, or adoption for the purpose of meeting the minimum size requirements. - Amends TCA Title 67, Chapter 5, Part 10.

***SB 0279 by *Haynes (HB 0382 by *Sargent)**

Housing - As introduced, provides for the classification of certain property as affordable housing rental property. - Amends TCA Title 13 and Title 67.

SB 0280 by *Stewart (*HB 0365 by *Matheny)

Environment and Conservation, Department of - As introduced, transfers jurisdiction of the Off-Highway Vehicle Act from wildlife resources agency to department of environment and conservation. - Amends TCA Title 11; Title 68 and Title 70.

SB 0281 by *Stewart (*HB 0367 by *Matheny)

Tort Liability and Reform - As introduced, precludes civil liability for injuries or death from inherent risks of certain off-highway vehicle activities. - Amends TCA Title 11 and Title 70.

SB 0282 by *Stewart (*HB 0366 by *Matheny)

Special License Plates - As introduced, authorizes issuance of new specialty earmarked license plates for Tennessee Off-Highway Vehicle Association; and earmarks proceeds from such plates for such organization. - Amends TCA Title 55, Chapter 4.

***SB 0283 by *Black**

Local Education Agency - As introduced, requires, rather than encourages, school districts to include certain criteria in policies prohibiting harassment, intimidation, or bullying. - Amends TCA Section 49-6-1016.

***SB 0284 by *Black**

Criminal Procedure - As introduced, establishes the venue for a violation of community supervision for life of a sexual offender as the county where the offender was being supervised at time of violation and permits probation office to be affiant for purposes of obtaining affidavit of complaint against person. - Amends TCA Title 39, Chapter 13, Part 5.

***SB 0285 by *Black**

Public Health - As introduced, if the department of health fails to disburse grant funds for the nurse home visitor program by 12/31/2009, this bill requires the commissioner of health to testify accompanied by certain documents before certain legislative committees by March 1, 2010. - Amends TCA Title 68.

***SB 0286 by *Black**

Insurance, Life - As introduced, authorizes a charitable organization to pay a commission to a person as a result of charitable gift annuity transaction under specified circumstances. - Amends TCA Title 56, Chapter 52.

***SB 0287 by *Black**

Firearms and Ammunition - As introduced, extends the time period within which a seized firearm may be sold at auction pursuant to court order from six to 12 months. - Amends TCA Title 38, Chapter 2; Title 39, Chapter 11, Part 6; Title 39, Chapter 17, Part 13 and Title 70.

***SB 0288 by *Black**

Vital Records - As introduced, requires the state registrar to reissue a death certificate upon an applicant submitting a certified letter and documentation from a medical examiner that the cause of death on the original certificate was incorrect or inaccurate. - Amends TCA Title 68, Chapter 3.

(Senate Bills cont.)

SB 0289 by *Beavers (*HB 0253 by *Casada)

Criminal Offenses - As introduced, adds certain violations of rules of road to present violations resulting in accident that are penalized as Class A misdemeanors when involving death or as Class B misdemeanors when involving serious bodily injury. - Amends TCA Title 55, Chapter 8.

***SB 0290 by *Beavers**

Highway Signs - As introduced, "Howell Wayne Burns Memorial Bridge," Goose Creek on State Route 141 in Metropolitan Hartsville and Trousdale County. -

***SB 0291 by *Beavers (HB 0387 by *Lundberg)**

Alcoholic Offenses - As introduced, creates misdemeanor offense of possessing open container of alcoholic beverage within passenger area of motor vehicle on public highway. - Amends TCA Title 55, Chapter 10, Part 4.

SB 0292 by *Marrero B (*HB 0373 by *Richardson)

Criminal Offenses - As introduced, increases the maximum fine for any person who is convicted of three or more Class A misdemeanors in a 90-day period from \$2,500 to \$7,500. - Amends TCA Title 40.

***SB 0293 by *Berke**

Education - As introduced, requires the department of education to develop standards for parental involvement in public schools and to report on parental involvement in each school and school district on the report card for Tennessee schools beginning with the 2010-2011 school year. - Amends TCA Title 49.

SB 0294 by *Johnson (*HB 0302 by *Carr)

Criminal Offenses - As introduced, creates a Class A misdemeanor offense for a person to knowingly provide, transfer, or submit to any other person false identification for the purposes of obtaining or maintaining employment. - Amends TCA Title 39, Chapter 14; Title 39, Chapter 17 and Title 50.

***SB 0295 by *Johnson**

Criminal Offenses - As introduced, creates a Class A misdemeanor offense for a person to knowingly provide, transfer, or submit to any other person false identification for the purposes of obtaining or maintaining employment. - Amends TCA Title 39, Chapter 14; Title 39, Chapter 17 and Title 50.

SB 0296 by *Johnson (*HB 0252 by *Casada)

Open Meetings - As introduced, specifically includes the general assembly within the provisions of Tennessee's open meetings statute. - Amends TCA Title 3, Chapter 1 and Title 8, Chapter 44.

SB 0297 by *Johnson (*HB 0110 by *Casada)

Notary Public - As introduced, requires continuing education and exams for notaries; requires notaries to maintain journal entries; authorizes notaries to perform electronic notarizations. - Amends TCA Title 8, Chapter 16.

SB 0298 by *Johnson (*HB 0225 by *Casada)

Planning, Public - As introduced, modifies certain public notice requirements pertaining to regional planning and municipal planning. - Amends TCA Section 13-3-303; Section 13-3-304 and Section 13-4-202.

SB 0299 by *Johnson (*HB 0283 by *Casada)

Election Laws - As introduced, removes provision requiring mandatory hand count audits of at least 3 percent of the votes cast in an election. - Amends TCA Title 2, Chapter 20, Part 1.

SB 0300 by *Johnson (*HB 0282 by *Casada)

Motor Vehicles - As introduced, requires, rather than permits, motor vehicle officer investigating scene of accident to have parties exchange insurance information. - Amends TCA Title 55, Chapter 10, Part 1.

SB 0301 by *Johnson (*HB 0251 by *Casada)

Motor Vehicles - As introduced, requires, rather than permits, motor vehicle officer investigating scene of accident to have parties exchange insurance information. - Amends TCA Title 55, Chapter 10, Part 1.

SB 0302 by *Johnson (*HB 0370 by *Casada)

Boards and Commissions - As introduced, deems commissioners for uniform state laws appointed by the governor to not be officials in the legislative branch for purposes of ethics and lobbying statutes. - Amends TCA Title 3 and Title 4, Chapter 9.

SB 0303 by *Johnson (*HB 0310 by *Sargent)

Zoning - As introduced, authorizes municipalities to board abandoned and suspended construction projects to protect public health and safety. - Amends TCA Title 13, Chapter 21, Part 1.

(Senate Bills cont.)

***SB 0304 by *Johnson**

Purchasing - As introduced, authorizes the purchase of goods and services by local governments through a competitive reverse auction process. - Amends TCA Title 5, Chapter 14, Part 2; Title 5, Chapter 21, Part 1; Title 5, Chapter 14, Part 1; Title 6, Chapter 56, Part 3 and Title 7, Chapter 3, Part 3.

SB 0305 by *Johnson (*HB 0295 by *Casada)

Election Laws - As introduced, deletes provisions of the "Tennessee Voter Confidence Act" requiring purchase of precinct-based optical scanner voting systems and mandatory hand count audits. - Amends TCA Title 2 and Chapter 1108 of the Public Acts of 2008.

***SB 0306 by *Norris**

Statutes and Codification - As introduced, codifies the acts of the 2008 legislative session. -

***SB 0307 by *Barnes**

Criminal Procedure - As introduced, requires judicial commissioners to complete twelve hours of continuing education each year. - Amends TCA Section 40-1-111.

***SB 0308 by *Berke**

Public Property - As introduced, replaces energy-efficient targeted goal with requirement that department of general services purchase only new vehicles that are alternative fuel vehicles or have highway fuel economy of 30 miles per gallon or more for state fleet of motor vehicles. - Amends TCA Title 4, Chapter 3, Part 11 and Title 12, Chapter 3.

***SB 0309 by *Berke**

Guns - As introduced, grants a shooting range that had been in operation for at least 30 years prior to December 16, 2008, the right to continue operating at the same location and such right shall not be amended, restricted, or terminated due to zoning changes. - Amends TCA Section 39-17-316.

***SB 0310 by *Berke**

Bail, Bail Bonds - As introduced, removes requirement that a list of bondsmen posted in a correctional facility must be done in order of seniority. - Amends TCA Section 40-11-126(b).

***SB 0311 by *Stewart**

Lottery, Scholarships and Programs - As introduced, allows a student with a documented medical disability that restricts the student's attendance to part-time to petition for an extension of time in which to receive a Tennessee HOPE scholarship. - Amends TCA Title 49, Chapter 4, Part 9.

***SB 0312 by *Black**

Evidence - As introduced, admits into evidence a videotaped statement made by a child under the age of 13 years describing any act of sexual contact or physical abuse if child unavailable and statement reliable. - Amends TCA Title 24.

***SB 0313 by *Black**

Insurance, Health, Accident - As introduced, establishes the "Tennessee Small Business Employer Health Benefits Fund" and authorizes a grant program. - Amends TCA Title 56 and Title 67.

***SB 0314 by *Black**

Domestic Violence - As introduced, requires person subject to order of protection to surrender all firearms the person owns or possesses to the sheriff of county of residence and creates Class A misdemeanor of person subject to an order of protection possessing a firearm. - Amends TCA Title 36, Chapter 3, Part 6; Title 39, Chapter 13, Part 1 and Title 39, Chapter 17, Part 13.

***SB 0315 by *Kyle, Barnes, Berke (HB 0421 by *Turner M, Fitzhugh)**

Bond Issues - As introduced, authorizes the state to issue bonds to fund grants for certain projects. -

***SB 0316 by *Kyle, Barnes, Berke (HB 0418 by *Turner M, Fitzhugh)**

Public Funds and Financing - As introduced, extends from June 30, 2005, to June 30, 2011, the date until which the funding board has discretion to sell bonds at private sale. - Amends TCA Title 9, Chapter 9 and previously enacted bond acts.

***SB 0317 by *Kyle, Barnes, Berke (HB 0420 by *Turner M, Fitzhugh)**

Appropriations - As introduced, appropriates funds for 2008-2009 fiscal year. -

***SB 0318 by *Kyle (HB 0419 by *Turner M, Fitzhugh)**

State Employees - As introduced, authorizes certain state departments to suspend certain civil service provisions in the event of a reduction in work force. - Amends TCA Title 8, Chapter 30.

(Senate Bills cont.)

SB 0319 by *Johnson (*HB 0379 by *Sargent)

Lottery, Scholarships and Programs - As introduced, expands definition of "eligible high school" to include all accredited boarding schools attended by a bona fide Tennessee resident. - Amends TCA Title 49, Chapter 4, Part 9.

SB 0320 by *Johnson (*HB 0316 by *Sargent)

Lottery, Scholarships and Programs - As introduced, expands Hope Scholarship eligibility to include Tennessee residents who graduate from accredited boarding schools that are not located in Tennessee. - Amends TCA Title 49, Chapter 4, Part 9.

***SB 0321 by *Johnson**

Tort Liability and Reform - As introduced, makes it a violation of the Consumer Protection Act and grounds for a penalty to be imposed against an insurance entity by the commissioner of commerce and insurance for intentionally failing to pay a medical claim for personal injuries until the statute of limitations has run on personal tort actions. - Amends TCA Title 47 and Title 56.

SB 0322 by *Johnson (*HB 0383 by *Sargent)

Public Contracts - As introduced, extends the term by which municipalities may, subject to local approval, contract with other municipalities or financial institutions to stabilize the expense of purchasing gasoline and diesel fuel. - Amends TCA Section 7-51-911.

***SB 0323 by *Johnson**

Motor Vehicles, Titling and Registration - As introduced, authorizes air pollution control board to provide inspection and maintenance program in certain counties using enhanced technology of remote sensing devices, and extend certain program contracts, to comply with air quality criteria. - Amends TCA Title 55, Chapter 4, Part 1 and Title 68, Chapter 201, Part 1.

SB 0324 by *Johnson (*HB 0380 by *Sargent)

Real Property - As introduced, requires seller of real property to disclose the property's location in planned unit developments prior to entering a contract with buyer. - Amends TCA Title 66, Chapter 5, Part 2.

***SB 0325 by *Johnson, Johnson**

Gambling - As introduced, excludes from the definition of "gambling device or record" within the criminal offense provisions of the general law the "manufacture of gambling devices, including the acquisition of essential parts therefor and the assembly thereof." - Amends TCA Title 39, Chapter 17.

***SB 0326 by *Johnson**

Sunset Laws - As introduced, extends human rights commission, June 30, 2011. - Amends TCA Title 4, Chapter 21 and Title 4, Chapter 29.

***SB 0327 by *Johnson**

Sunset Laws - As introduced, extends advisory council for education of students with disabilities, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 10.

***SB 0328 by *Johnson**

Sunset Laws - As introduced, extends advisory council on teacher education and certification, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 5.

***SB 0329 by *Johnson**

Sunset Laws - As introduced, extends board for licensing health care facilities, June 30, 2012. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 11.

***SB 0330 by *Johnson**

Sunset Laws - As introduced, extends board for professional counselors, marital and family therapists, and clinical pastoral therapists, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 22.

***SB 0331 by *Johnson**

Sunset Laws - As introduced, extends board of alcohol and drug abuse counselors, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 24.

***SB 0332 by *Johnson**

Sunset Laws - As introduced, extends board of dispensing opticians, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 14.

***SB 0333 by *Johnson**

Sunset Laws - As introduced, sunsets board of electrolysis examiners; transfers duties of board to the commissioner of health. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 26.

(Senate Bills cont.)

***SB 0334 by *Johnson**

Sunset Laws - As introduced, extends board of osteopathic examination, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 9.

***SB 0335 by *Johnson**

Sunset Laws - As introduced, extends board of social work licensure, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 23.

***SB 0336 by *Johnson**

Sunset Laws - As introduced, extends board of trustees of the baccalaureate education system trust fund program, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 7, Part 8.

***SB 0337 by *Johnson**

Sunset Laws - As introduced, extends controlled substance database advisory committee, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 53, Chapter 10.

***SB 0338 by *Johnson**

Sunset Laws - As introduced, extends center for earthquake research and information, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 8.

***SB 0339 by *Johnson**

Sunset Laws - As introduced, extends council on pensions and insurance, June 30, 2017. - Amends TCA Title 3, Chapter 9 and Title 4, Chapter 29.

***SB 0340 by *Johnson**

Sunset Laws - As introduced, extends department of children's services, June 30, 2012. - Amends TCA Title 4, Chapter 29 and Title 37, Chapter 5.

***SB 0341 by *Johnson**

Sunset Laws - As introduced, extends department of revenue, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

***SB 0342 by *Johnson**

Sunset Laws - As introduced, extends department of tourist development, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

***SB 0343 by *Johnson**

Sunset Laws - As introduced, extends employee suggestion award board, June 30, 2016. - Amends TCA Title 4, Chapter 27 and Title 4, Chapter 29.

***SB 0344 by *Johnson**

Sunset Laws - As introduced, extends higher education and technical institutions publications committee, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 12, Chapter 7.

***SB 0345 by *Johnson**

Sunset Laws - As introduced, extends information systems council, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

***SB 0346 by *Johnson**

Sunset Laws - As introduced, extends investment advisory council, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 8, Chapter 37.

***SB 0347 by *Johnson**

Sunset Laws - As introduced, extends James K. Polk memorial association, June 30, 2015. - Amends TCA Title 4, Chapter 13 and Title 4, Chapter 29.

***SB 0348 by *Johnson**

Sunset Laws - As introduced, extends local government insurance committee, June 30, 2017. - Amends TCA Title 4, Chapter 29 and Title 8, Chapter 27.

***SB 0349 by *Johnson**

Sunset Laws - As introduced, extends public records commission, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 10, Chapter 7.

***SB 0350 by *Johnson**

Sunset Laws - As introduced, extends southern growth policies board, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 13, Chapter 2.

***SB 0351 by *Johnson**

Sunset Laws - As introduced, extends state board of equalization, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3, Part 51.

(Senate Bills cont.)

***SB 0352 by *Johnson**

Sunset Laws - As introduced, extends state funding board, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 9, Chapter 9.

***SB 0353 by *Johnson**

Sunset Laws - As introduced, extends state insurance committee, June 30, 2017. - Amends TCA Title 4, Chapter 29 and Title 8, Chapter 27.

***SB 0354 by *Johnson**

Sunset Laws - As introduced, extends state trust of Tennessee, June 30, 2017. - Amends TCA Title 4, Chapter 29 and Title 9, Chapter 4, Part 8.

***SB 0355 by *Johnson**

Sunset Laws - As introduced, extends Tennessee advisory commission on intergovernmental relations, June 30, 2011. - Amends TCA Title 4, Chapter 10 and Title 4, Chapter 29.

***SB 0356 by *Johnson**

Sunset Laws - As introduced, terminates the child care facilities corporation. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 37.

***SB 0357 by *Johnson**

Sunset Laws - As introduced, extends Tennessee council for the deaf and hard of hearing, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 71, Chapter 4.

***SB 0358 by *Johnson**

Sunset Laws - As introduced, extends Tennessee ethics commission, June 30, 2012. - Amends TCA Title 3, Chapter 6, Part 1 and Title 4, Chapter 29.

***SB 0359 by *Johnson**

Sunset Laws - As introduced, extends film, entertainment and music commission, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3, Part 50.

***SB 0360 by *Johnson**

Sunset Laws - As introduced, extends Tennessee-Tombigbee waterway development authority, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 69, Chapter 9.

***SB 0361 by *Johnson**

Sunset Laws - As introduced, extends collateral pool board, June 30, 2013; requires consideration be given to appointments of persons over 60, women, and members of a racial minority. - Amends TCA Title 4, Chapter 29 and Title 9, Chapter 4.

***SB 0362 by *Johnson**

Sunset Laws - As introduced, extends polysonographic professional standards committee, June 30, 2011; revises ability of committee to punish fraud or deceit in practice of polysonography. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 31.

***SB 0363 by *Johnson**

Sunset Laws - As introduced, extends child care advisory council, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 1, Part 3.

***SB 0364 by *Johnson**

Sunset Laws - As introduced, extends department of health, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

***SB 0365 by *Johnson**

Sunset Laws - As introduced, extends family support council, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 33, Chapter 5, Part 2.

***SB 0366 by *Johnson**

Sunset Laws - As introduced, removes from sunset law reference to state agencies publication committee. - Amends TCA Title 4, Chapter 29.

***SB 0367 by *Johnson**

Sunset Laws - As introduced, extends local education insurance committee, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 8, Chapter 27.

***SB 0368 by *Johnson**

Governor - As introduced, requires governor to submit legislation to revise TCA to reflect changes in governmental structure made by executive order. - Amends TCA Title 4.

(Senate Bills cont.)

***SB 0369 by *Johnson**

Administrative Procedure (UAPA) - As introduced, increases, from five to 10, the number of persons required to petition agency for adoption or repeal of regulation. - Amends TCA Title 4; Title 36 and Title 37.

***SB 0370 by *Johnson**

Sunset Laws - As introduced, extends state election commission, June 30, 2013; requires minutes of all state election commission meetings be posted on election commission's Web site. - Amends TCA Title 2 and Title 4, Chapter 29.

***SB 0371 by *Johnson**

Administrative Procedure (UAPA) - As introduced, continues certain permanent rules filed with secretary of state after January 1, 2008. - Amends TCA Title 4, Chapter 5.

***SB 0372 by *Johnson**

Sunset Laws - As introduced, extends certain governmental entities subject to termination on June 30, 2009. - Amends TCA Title 4, Chapter 29.

***SB 0373 by *Johnson**

Sunset Laws - As introduced, extends judicial council, June 30, 2010. - Amends amend TCA Title 4, Chapter 29 and Title 16, Chapter 21 relative to judicial council.

***SB 0374 by *Johnson**

Sunset Laws - As introduced, extends judicial council, June 30, 2017. - Amends TCA Title 4, Chapter 29 and Title 16, Chapter 21.

***SB 0375 by *Johnson**

Sunset Laws - As introduced, extends judicial evaluation commission, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 17, Chapter 4.

***SB 0376 by *Johnson**

Judges and Chancellors - As introduced, revises nominating process by speaker of senate and speaker of house of representatives for judicial evaluation commission. - Amends TCA Title 4, Chapter 29 and Title 17, Chapter 4.

***SB 0377 by *Johnson**

Safety, Dept. of - As introduced, transfers school bus inspection duties from department of education to the department of safety. - Amends TCA Title 4; Title 8, Chapter 23; Title 10; Title 39, Chapter 16; Title 49, Chapter 6; Title 49, Chapter 1; Title 55 and Title 65.

***SB 0378 by *Johnson**

Sunset Laws - As introduced, extends department of safety, June 30, 2010. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

***SB 0379 by *Johnson**

Judges and Chancellors - As introduced, revises appointment process of judicial selection commission, clarifies that person on panel rejected by the governor cannot be on second panel of nominees. - Amends TCA Title 4, Chapter 29 and Title 17, Chapter 4.

***SB 0380 by *Johnson**

Sunset Laws - As introduced, extends judicial selection commission, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 17, Chapter 4.

***SB 0381 by *Bunch**

Employees, Employers - As introduced, permits the payment of employees in private employments on a monthly basis in addition to the present law which authorizes payment at more frequent periods than semi-monthly; clarifies that the time periods in present law in which employees are to be paid apply to payments of wages on a semi-monthly basis. - Amends TCA Section 50-2-103.

SB 0382 by *Barnes (*HB 0412 by *Pitts)

Motor Vehicles, Titling and Registration - As introduced, requires owner who sells or transfers motor vehicle to another to notify department of revenue within five days of sale; and provides immunity for such owner for violations of motor vehicle laws or torts committed by another's use of the vehicle after such notification. - Amends TCA Title 29, Chapter 34, Part 2 and Title 55, Chapter 3, Part 1.

(Senate Bills cont.)

SB 0383 by *Barnes (*HB 0411 by *Pitts)

Firearms and Ammunition - As introduced, creates Class A misdemeanor offense of attempting to buy firearm when prohibited by law from possessing firearm and attempting or selling firearm to person known to be prohibited by law from possessing firearm. - Amends TCA Title 39, Chapter 17, Part 13.

SB 0384 by *Barnes (*HB 0407 by *Pitts)

Sexual Offenses - As introduced, increases the age of a child for purposes of certain sexual offenses committed against children from age 13 to age 16; requires any child sexual predator, child rapist, or any person convicted of a violation of § 39-13-531 who has a prior conviction for certain sexual offenses to be sentenced to life without the possibility of parole; requires that a defendant's bail be at least \$30,000 if the defendant is charged with a violation of a sexual offense and the victim is less than 16 years of age. - Amends TCA Title 39, Chapter 13 and Title 40, Chapter 11.

SB 0385 by *Barnes (*HB 0406 by *Pitts)

Sentencing - As introduced, requires any child sexual predator, child rapist, or any person convicted of aggravated rape of a child who has a prior conviction for certain sexual offenses to be sentenced to life without the possibility of parole. - Amends TCA Section 39-13-523.

SECOND CONSIDERATION

LOCAL, HELD ON DESK – SB 2.

EDUCATION – SB 13.

ENVIRONMENT, CONSERVATION & TOURISM – SB 6.

FINANCE, WAYS & MEANS – SB 17.

GENERAL WELFARE, HEALTH & HUMAN RESOURCES – SB's 4, 9.

JUDICIARY – SB's 7, 10, 14, 16, 18, 19.

STATE & LOCAL GOVERNMENT – SB's 3, 5, 12.

TRANSPORTATION – SB's 1, 8, 11, 15, 20, 21.

OTHER ACTION

SB's 119, 156, 259.

SJR 43 – s/r ADOPTED v.v.

SJR 44 – s/r ADOPTED v.v.

COMMITTEE CALENDARS FOR TUESDAY, FEBRUARY 10, 2009

COMMERCE, LABOR & AGRICULTURE – SHR #12 – 1:30 p.m. –

Presentation: Tony Thompson, First TN Bank; William J. Chase, Triumph Bank; William S. Stuard, F&M Bank; Anderson L. Smith, Jefferson Federal Bank; Commissioner Greg Gonzales, Department of Financial Institutions.

EDUCATION – SHR #12 – 3:30 p.m. –

Presentation: TN Education Lottery.

ENVIRONMENT, CONSERVATION & TOURISM – SHR #12 – 11:30 a.m. –

Presentation: Tom Lightsey, Department of Tourist Development.

GENERAL WELFARE, HEALTH & HUMAN RESOURCES – SHR #12 – 10:30 a.m. –

The committee will meet for organizational purposes.

STATE & LOCAL GOVERNMENT - SHR #12 – 8:30 a.m. –

Update on rules and regulations and upcoming alcohol legislation.

COMMITTEE CALENDARS FOR WEDNESDAY, FEBRUARY 11, 2009

FINANCE, WAYS & MEANS – SHR #12 – 3:00 p.m. –

SJR 11.

Updates & Reports – F&A Commissioner Dave Goetz; Dr. Arthur Laffer.

(2/11 Committee Calendars cont.)

GOVERNMENT OPERATIONS – SHR #12 – 10:00 a.m. –

The committee will meet for organizational purposes.

JUDICIARY – SHR #12 – 1:00 p.m. –

The committee will meet for organizational purposes.

TRANSPORTATION – SHR #12 – 11:00 a.m. –

The committee will meet for organizational purposes.

SENATE CONVENES AT 8:30 A.M., WEDNESDAY, FEBRUARY 11, 2009

HOUSE

BILLS / RESOLUTIONS

HB's 84 – 377 were introduced and passed on first consideration.

HR 0004 by *McCormick

Memorials, Death - Ralph Mohny, Sr. -

***HR 0005 by *Jones S**

General Assembly, Statement of Intent or Position - Supports the right for individuals with eating disorders to receive comprehensive, accessible, fully-funded, and specialized care. -

HR 0006 by *Bone

Memorials, Death - Judy Edene Puckett Pratt -

HJR 0014 by *McCormick

Memorials, Sports - Ooltewah Lady Owls -

HJR 0015 by *Eldridge

Memorials, Recognition - Ron Campbell -

HJR 0016 by *McCormick

Memorials, Recognition - John Germ -

***HJR 0017 by *Moore**

Constitutional Amendments - As introduced, extends terms of members of the house of representatives from two to four years and terms of members of the senate from four to six years. -

HJR 0018 by *Johnson C

Memorials, Recognition - Rhonda Faye Kennedy Nell -

HJR 0019 by *Coley

Memorials, Recognition - Chinese Bridge Summer Camp -

HJR 0020 by *Borchert

Memorials, Sports - Alex Balleseous, Tyler Harper, Clinton Phifer, Dejuan Vaughn -

HJR 0021 by *Shipley

Memorials, Sports - Dobyns-Bennett High School football team -

(House Resolutions cont.)

HJR 0022 by *Shipley

Memorials, Recognition - Kingsport Board of Education, 2008 School Board of the Year -

HJR 0023 by *Shipley

Memorials, Recognition - Dobyns-Bennett High School Band -

HJR 0024 by *DeBerry J

Memorials, Recognition - The Jazz Hall of Fame and Awards -

HJR 0025 by *Harwell, Naifeh, Mumpower

Memorials, Sports - Candace Clippard, ASAPERD Student Athlete and Young Professional of the Year Award -

HJR 0026 by *Coley

Memorials, Sports - Harding Academy girls' volleyball team -

***HJR 0027 by *Hackworth**

Memorials, Congress - Urges Congress to review and address the Social Security disability claims process. -

HJR 0028 by *Casada

Memorials, Death - Staff Sergeant Timothy H. Walker -

HJR 0029 by *Casada

Memorials, Recognition - Fred J. Page High School Marching Patriots, Division II state champions -

HJR 0030 by *Casada

General Assembly - As introduced, rescinds three specific resolutions from 1977 and any other resolutions passed at any time that call for a federal constitutional convention. -

HJR 0031 by *Casada

Memorials, Recognition - Spring Meadows Church of Christ -

***HJR 0032 by *West**

General Assembly, Studies - Creates special joint committee to study Tennessee's gun laws. -

HJR 0033 by *Lollar, Coley

Education - Requires state board of education to devise and implement methods to encourage secondary school students to complete at least one application to a postsecondary institution. -

HJR 0034 by *Sargent

Memorials, Recognition - Marie Hardison Jordan -

HJR 0035 by *West

Memorials, Recognition - Susan E. Floyd -

HJR 0036 by *Harrison

Memorials, Retirement - Jim Bowman -

HJR 0037 by *Harrison

Memorials, Retirement - Don Cinnamon -

HJR 0038 by *Harrison

Memorials, Retirement - Dan Brooks -

HJR 0039 by *Harrison

Memorials, Personal Occasion - Carlin and Arkie Green, 50th anniversary -

HJR 0040 by *Harrison

Memorials, Retirement - Dennis Bellamy -

HJR 0041 by *Cobb J

Memorials, Personal Occasion - Virgil and Ruth Crane, 60th wedding anniversary -

HJR 0042 by *Casada, Sargent

Memorials, Recognition - Epworth United Methodist Church, 100th anniversary -

HJR 0043 by *Pitts, Johnson P, Johnson C

Memorials, Recognition - The Leaf-Chronicle -

HJR 0044 by *McDaniel

Memorials, Professional Achievement - Kay Hart, Tennessee American Star of Teaching Award -

HJR 0045 by *Cobb J

Memorials, Personal Occasion - Virgil and Ruth Crane, 60th wedding anniversary -

(House Bills cont.)

***HB 0093 by *Moore (SB 0277 by *Haynes)**

Hospitals and Health Care Facilities - As introduced, requires criminal background checks to be conducted for direct care employees "prior to employment" instead of "prior to employment or within seven days of employment". - Amends TCA Section 68-11-256.

***HB 0094 by *Moore**

Firefighters - As introduced, requires compensation paid to firefighters due to injury or death in the line of duty or course of employment be administered by the commission on firefighting personnel standards and education. - Amends TCA Title 4, Chapter 24 and Title 7, Chapter 51.

***HB 0095 by *Moore**

Motor Vehicles - As introduced, prohibits operation of bicycles on River Road in Davidson County between U.S. Highway 70 / S.R. 24 and the Cheatham County line. - Amends TCA Title 55, Chapter 8.

***HB 0096 by *Moore (SB 0278 by *Haynes)**

Taxes, Agricultural and Open Spaces - As introduced, permits an individual's property that does not meet the minimum size requirements for greenbelt classification to be aggregated with contiguous property owned by others who are related to the individual by blood, marriage, or adoption for the purpose of meeting the minimum size requirements. - Amends TCA Title 67, Chapter 5, Part 10.

***HB 0097 by *Moore**

Health Care - As introduced, requires that newborns be tested for hyperbilirubinemia in addition to other metabolic/genetic defects. - Amends TCA Title 68, Chapter 5, Part 4.

***HB 0098 by *Moore**

Drugs - As introduced, requires pharmacies to treat any over-the-counter medication containing chlorpheniramine (also known as chlorphenamine maleate) as an immediate methamphetamine precursor. - Amends TCA Title 39, Chapter 17.

***HB 0099 by *Moore**

Mortgages - As introduced, delays the sale of land to foreclose a loan, mortgage, or deed of trust for a period of time; requires first publication of notice be at least 90 days prior to sale instead of at least 20 days prior to sale. - Amends TCA Section 35-5-101.

***HB 0100 by *Moore**

Highway Signs - As introduced, "Corporal Jessie William Gammons Memorial Bridge," State Highway 100 in Metropolitan Nashville and Davidson County. -

***HB 0101 by *McCormick (SB 0029 by *Watson)**

Teachers, Principals and School Personnel - As introduced, allows children, up to age 24, of retired teachers to receive a 25 percent discount at any state-supported institution of higher learning. - Amends TCA Title 49, Chapter 7.

***HB 0102 by *McCormick**

Education - As introduced, deletes requirement that extension of contract of director of schools be the first item on the agenda for the meeting at which action on the contract is to be taken. - Amends TCA Section 49-2-203.

***HB 0103 by *McCormick (SB 0028 by *Watson)**

Schools, Charter - As introduced, opens enrollment in charter schools, after enrollment priorities are met, to all students and removes caps on the number of charter schools that may be formed. - Amends TCA Title 49.

***HB 0104 by *McCormick (SB 0027 by *Watson)**

Sewage - As introduced, requires an entity that owns a sanitary sewer to maintain the sanitary sewer and building service and any portion of any lateral or connection located beyond the property line of a customer. - Amends TCA Title 5, Chapter 16; Title 6; Title 7, Chapter 34; Title 7, Chapter 35; Title 9, Chapter 21 and Title 68, Chapter 221.

***HB 0105 by *McCormick**

Campaigns and Campaign Finance - As introduced, allows corporations to make campaign contributions up to the same limits as individuals, LLCs, or partnerships can contribute. - Amends TCA Title 2, Chapter 10 and Title 2, Chapter 19, Part 1.

***HB 0106 by *Matheny (SB 0207 by *Stewart)**

Safety - As introduced, requires the emergency medical services board to develop standards for the operation and maintenance of emergency vehicles that impose certain mileage restrictions. - Amends TCA Title 68.

(House Bills cont.)

***HB 0107 by *Lundberg**

Motor Vehicles - As introduced, prohibits sending or reading text messages while operating a motor vehicle. - Amends TCA Title 55.

***HB 0108 by *Lundberg**

Alcoholic Beverages - As introduced, permits a wholesale license to be granted in a municipality that has approved the sale of alcoholic beverages instead of being limited to a municipality having a population of more than 100,000. - Amends TCA Section 57-3-203.

***HB 0109 by *Lundberg**

Criminal Procedure - As introduced, clarifies that a person alleged to have violated a condition of probation can be issued a summons to appear in court on the violation as well as arrested. - Amends TCA Title 40, Chapter 35, Part 3.

***HB 0110 by *Casada (SB 0297 by *Johnson)**

Notary Public - As introduced, requires continuing education and exams for notaries; requires notaries to maintain journal entries; authorizes notaries to perform electronic notarizations. - Amends TCA Title 8, Chapter 16.

***HB 0111 by *Bell (SB 0042 by *Bunch)**

Emergency Communications Districts - As introduced, prohibits the transfer of interest derived from the 911 emergency communications fund to the general fund. - Amends TCA Section 4-3-1016 and Title 7, Chapter 86, Part 3.

***HB 0112 by *Bell (SB 0040 by *Bunch)**

Firearms and Ammunition - As introduced, authorizes the carrying of handguns by persons with a handgun carry permit on public hunting areas and wildlife management areas; subjects such persons to all wildlife laws, rules, and regulations. - Amends TCA Title 70, Chapter 4 and Title 70, Chapter 5.

***HB 0113 by *Bell (SB 0041 by *Bunch)**

Animals and Animal Cruelty - As introduced, deletes provisions relative to state licensing of dog and cat dealers. - Amends TCA Title 44, Chapter 17.

***HB 0114 by *Bell (SB 0064 by *Bunch)**

Education - As introduced, exempts from the requirements of the School Support Organization Financial Accountability Act school support organizations intending to raise or anticipating raising \$30,000 or less during a school year. - Amends TCA Title 49, Chapter 2, Part 6.

***HB 0115 by *Bell (SB 0047 by *Bunch)**

Administrative Procedure (UAPA) - As introduced, permits a de novo review of all administrative contested case hearings, if requested. - Amends TCA Title 4, Chapter 5.

***HB 0116 by *Bell (SB 0046 by *Bunch)**

Administrative Procedure (UAPA) - As introduced, authorizes appeals from administrative decisions to be made directly to chancery court; specifies such appeals shall be heard de novo. - Amends TCA Title 4, Chapter 5.

***HB 0117 by *Bell (SB 0045 by *Bunch)**

Administrative Procedure (UAPA) - As introduced, authorizes appeals from contested case hearings in any county in which the attorney general has an office; specifies such appeals shall be de novo. - Amends TCA Title 4, Chapter 5.

***HB 0118 by *Bell (SB 0044 by *Bunch)**

DUI/DWI Offenses - As introduced, raises from Class E to Class D felony punishment for sixth or subsequent conviction for DUI with minimum mandatory punishment of 220 days in jail, \$5,000 fine, and 10-year license suspension. - Amends TCA Title 55, Chapter 10, Part 4.

***HB 0119 by *Bell (SB 0043 by *Bunch)**

Criminal Offenses - As introduced, creates Class C felony of aggravated vehicular assault, which involves committing vehicular assault and having certain alcohol-related prior convictions. - Amends TCA Title 39, Chapter 13, Part 1.

***HB 0120 by *Bell (SB 0054 by *Bunch)**

Medical Occupations - As introduced, exempts county medical examiners licensed on or before July 1, 2008, from continuing education requirements. - Amends TCA Title 38, Chapter 7, Part 1.

(House Bills cont.)

***HB 0121 by *Bell (SB 0060 by *Bunch)**

Alcoholic Offenses - As introduced, requires law enforcement officer to conduct test to determine blood alcohol of driver involved in accident resulting in injury or death if officer has probable cause to believe driver committed DUI, vehicular assault, vehicular homicide, or aggravated vehicular homicide. - Amends TCA Title 55, Chapter 10, Part 4.

***HB 0122 by *Hardaway**

Education - As introduced, directs LEAs to make reasonable efforts to determine if students have health care insurance and to report findings to commissioner of education. - Amends TCA Title 49, Chapter 2.

***HB 0123 by *Hardaway**

Probation and Parole - As introduced, requires continuous satellite-based monitoring of parolees and probationers. - Amends TCA Title 40.

***HB 0124 by *Hardaway**

Registers of Deeds - As introduced, requires an assignment of a deed of trust to be properly recorded with the register of deeds within 10 days of the date of assignment. - Amends TCA Title 8, Chapter 21, Part 10; Title 10, Chapter 7, Part 1 and Title 66, Chapter 24, Part 1.

***HB 0125 by *Hardaway**

Criminal Offenses - As introduced, increases sentence for criminal offense of vandalism when committed against a house of worship. - Amends TCA Title 39, Chapter 14 and Title 40.

***HB 0126 by *Hardaway (SB 0249 by *Marrero B)**

Landlord and Tenant - As introduced, requires rental agreement under Uniform Residential Landlord and Tenant Act to include, as an addendum, energy audit of estimated energy usage at dwelling unit. - Amends TCA Title 66, Chapter 28.

***HB 0127 by *Hardaway**

Criminal Offenses - As introduced, increases fine for criminal offense of vandalism when committed against a house of worship. - Amends TCA Title 39, Chapter 14.

***HB 0128 by *Hardaway (SB 0247 by *Marrero B)**

Real Property - As introduced, requires a seller of real property to provide an energy audit of the property to potential buyers prior to the sale and include such audit in the deed of conveyance. - Amends TCA Title 66, Chapter 5.

***HB 0129 by *Hardaway**

Human Rights Commission - As introduced, directs human rights commission to develop a Title VI compliance plan applicable to certain state governmental entities; sets out duties of human rights commission in regards to Title VI provisions. - Amends TCA Title 4, Chapter 3.

***HB 0130 by *Hardaway (SB 0250 by *Marrero B)**

Landlord and Tenant - As introduced, requires landlords of residential property to furnish an energy audit on any premises for rent before entering into a lease on such premises. - Amends TCA Title 66, Chapter 28, Part 3.

***HB 0131 by *Hardaway**

Revenue, Dept. of - As introduced, requires the commissioner to study the feasibility of sunseting sales tax exemptions on a staggered schedule to be followed by their reauthorization every 10 years. - Amends TCA Title 67.

***HB 0132 by *Hardaway**

Taxes, Sales - As introduced, deletes current law requirement that the governor approve expenses of the department of revenue in administering the sales and use tax statute. - Amends TCA Title 67, Chapter 6.

***HB 0133 by *Casada**

Children - As introduced, limits number of children that may be accepted at a drop-in center on a snow day to 100. - Amends TCA Title 71.

***HB 0134 by *Casada**

Wildlife Resources Commission - As introduced, requires funds deposited into the wildlife resources fund from the sale of new specialty earmarked license plates to be used in accordance with the provisions authorizing issuance of such plates. - Amends TCA Title 70.

***HB 0135 by *Casada**

Boats, Boating - As introduced, increases from 30 to 45 days period of time in which person cited for not wearing flotation device must provide proof of legal age; extends from 30 to 45 days time for proving age may be extended at discretion of officer. - Amends TCA Title 69.

(House Bills cont.)

***HB 0136 by *Casada**

Solid Waste Disposal - As introduced, increases from 30 to 45 days time for filing appeal from final action of solid waste authority. - Amends TCA Title 68.

***HB 0137 by *Casada**

Taxes, Franchise - As introduced, increases franchise and excise tax credit for financial institutions donating to the Tennessee rural development opportunity fund from 10 percent of contribution to 12 percent of contribution. - Amends TCA Title 67.

***HB 0138 by *Casada (SB 0220 by *Stanley)**

Laundries and Dry Cleaners - As introduced, increases from 180 to 200 days minimum time required before dry cleaner or launderer may dispose of unclaimed garments. - Amends TCA Title 66.

***HB 0139 by *Casada (SB 0095 by *Tracy)**

Railroads - As introduced, authorizes conductor to put off non-paying passenger at any regular station. - Amends TCA Title 65.

***HB 0140 by *Casada (SB 0175 by *Ketron)**

Regional Authorities and Special Districts - As introduced, requires advisory committee, if appointed, to East Tennessee Regional Agribusiness Marketing Authority to consult with and advise the board on at least a bi-annual basis. - Amends TCA Title 64.

***HB 0141 by *Casada**

Health, Dept. of - As introduced, authorizes commissioner to appoint advisory consumer board to review complaints related to operations of health-related boards; membership and terms defined; expenses reimbursed. - Amends TCA Title 63.

***HB 0142 by *Casada (SB 0221 by *Stanley)**

Private Protective Services - As introduced, assigns personal, civil, and criminal liability to private security guard using unauthorized deadly force. - Amends TCA Title 62.

***HB 0143 by *Casada**

Business Organizations - As introduced, increases time from three to four months for claimant to file claim against dissolved limited partnership. - Amends TCA Title 61.

***HB 0144 by *Casada (SB 0222 by *Stanley)**

Gas, Petroleum Products, Volatile Oils - As introduced, increases from 10 to 20 days time period in which supervisor may grant or deny mineral test hole permit. - Amends TCA Title 60.

***HB 0145 by *Casada**

Mining and Quarrying - As introduced, increases from 90 to 100 days time period in which backfilling, grading, top soiling, and planting of cover crops required. - Amends TCA Title 59.

***HB 0146 by *Casada (SB 0174 by *Ketron)**

Natural Disaster - As introduced, redefines "natural emergency" to specifically include forest fires, hurricanes, and tornados. - Amends TCA Title 58.

***HB 0147 by *Casada (SB 0138 by *Ketron)**

Alcoholic Beverages - As introduced, increases from 20 to 25 days time period in which manufacturers and wholesale distributors of beer must register with commissioner. - Amends TCA Title 57.

***HB 0148 by *Casada (SB 0223 by *Stanley)**

Commerce and Insurance, Dept. of - As introduced, creates advisory board to commissioner and governor to review complaints against regulatory boards administered by department. - Amends TCA Title 56.

***HB 0149 by *Casada (SB 0092 by *Tracy)**

Safety, Dept. of - As introduced, increases from 10 days to 15 days time in which department must notify licensing state and commercial driver license information system that commercial driver has violated traffic law; increases from 10 days to 15 days time in which clerk must notify department of conviction of commercial driver violating traffic law. - Amends TCA Title 55.

***HB 0150 by *Casada (SB 0094 by *Tracy)**

Highways, Roads and Bridges - As introduced, eliminates duplicate funding provision concerning memorial highways for state law enforcement officers. - Amends TCA Title 54.

***HB 0151 by *Casada (SB 0224 by *Stanley)**

Food and Food Products - As introduced, requires both hot and cold water in sinks provided for food service employees.
- Amends TCA Title 53.

(House Bills cont.)

***HB 0152 by *Casada (SB 0225 by *Stanley)**

Employees, Employers - As introduced, requires employers receiving a Tennessee job skills grant filing a final report with the department of economic and community development to report the outcome measurements for the project and the actual cost per person enrolled, trained, hired, and retained in employment in addition to other presently required information. - Amends TCA Title 50.

***HB 0153 by *Casada (SB 0271 by *Gresham)**

Lottery, Scholarships and Programs - As introduced, adds University of Tennessee System and Board of Regents as recipients of THEC's annual report on scholarship and grant programs data. - Amends TCA Title 49.

***HB 0154 by *Casada (SB 0226 by *Stanley)**

Corporations, For Profit - As introduced, increases length of validity for proxy appointment for corporate shareholder voting purposes from 11 months to one year. - Amends TCA Title 48.

***HB 0155 by *Casada (SB 0227 by *Stanley)**

Uniform Commercial Code - As introduced, increases from 30 to 45 days time period after notice in which warehouseman may remove stored goods. - Amends TCA Title 47.

***HB 0156 by *Casada (SB 0228 by *Stanley)**

Cemeteries - As introduced, permits commissioner of commerce and insurance to terminate temporary permit for operating cemetery by giving written notice of at least 20 days, instead of 10 days, before effective date of termination. - Amends TCA Title 46.

***HB 0157 by *Casada (SB 0229 by *Stanley)**

Banks and Financial Institutions - As introduced, increases from 90 to 100 calendar days period of time in which application from bank without regulatory rating of 1 or 2 shall be deemed approved for branch facilities. - Amends TCA Title 45.

***HB 0158 by *Casada (SB 0230 by *Stanley)**

Livestock - As introduced, redefines dairy farm to include all milk-producing animals instead of limiting it to cows. - Amends TCA Title 44.

***HB 0159 by *Casada (SB 0219 by *Stanley)**

Agriculture, Dept. of - As introduced, deletes requirement that department prepare annual report concerning activities of the Tennessee agricultural museum board for approval by the governor. - Amends TCA Title 43.

***HB 0160 by *Casada (SB 0093 by *Tracy)**

Aircraft and Airports - As introduced, decreases from three to two the number of members necessary to constitute a quorum of the state aeronautics commission. - Amends TCA Title 42.

***HB 0161 by *Casada (SB 0137 by *Ketron)**

Prisoners and Inmates - As introduced, clarifies that inmates and their baggage are to be searched for all contraband, not just instruments of escape. - Amends TCA Title 41.

***HB 0162 by *Casada**

Criminal Procedure - As introduced, decreases from 15 days to 10 days time period after receiving district attorney's letter for alleged violator to pay a bad check prior to possible commencement of criminal action. - Amends TCA Title 40.

***HB 0163 by *Casada**

Tobacco, Tobacco Products - As introduced, clarifies that age-restricted venue exception to no smoking law applies only to persons entering such facilities other than employees. - Amends TCA Title 39.

***HB 0164 by *Casada**

Coroners - As introduced, increases fee for surgeon or physician summoned as a coroner's witness from an amount not to exceed \$25.00 to an amount not to exceed \$30.00. - Amends TCA Title 38.

***HB 0165 by *Casada**

Juveniles - As introduced, clarifies that court order for youth service officer, probation officer, or the state agency to notify the school principal in writing of the nature of the offense and probation requirements, if any, related to school attendance for juvenile in state custody occurs as soon as possible before the child resumes or begins school attendance, whichever occurs first. - Amends TCA Title 37.

***HB 0166 by *Casada**

Child Custody and Support - As introduced, decreases period of time in which hearings in all child support cases that are not being enforced pursuant to the provisions of Title IV-D of the Social Security Act shall be heard from 45 days to 35 days of the service of process. - Amends TCA Title 36.

(House Bills cont.)

***HB 0167 by *Casada**

Attorney General and Reporter - As introduced, removes authority of attorney general to designate a district attorney general to prosecute or defend any court action concerning the amount, administration, or disposition of a charitable gift or a discretionary charitable gift. - Amends TCA Title 35.

***HB 0168 by *Casada**

Guardianship - As introduced, decreases compensation payable to guardians from not more than 7 percent to not more than 5 percent of the amount of moneys received during the period covered by the account. - Amends TCA Title 34.

***HB 0169 by *Casada**

Mental Health and Developmental Disabilities, Dept. of - As introduced, requires department to report to general assembly following each meeting on transportation service for persons with developmental disabilities, mental illness, and serious emotional disturbance. - Amends TCA Title 33.

***HB 0170 by *Casada**

Wills - As introduced, increases amount of personal property that can be distributed by means of a nuncupative will from \$1,000 to \$10,000 and from \$10,000 to \$50,000 for persons in military service during time of war. - Amends TCA Title 32.

***HB 0171 by *Casada**

Escheat - As introduced, clarifies that reports concerning property that may be subject to escheat must be filed with the treasurer within 60 days of obtaining knowledge that property may be subject to escheat. - Amends TCA Title 31.

***HB 0172 by *Casada**

Estates - As introduced, increases from five days to 10 days period in which the clerk shall mail copies of exceptions to the clerk's decision to the personal representative and the personal representative's attorney of record. - Amends TCA Title 30.

***HB 0173 by *Casada**

Arbitration - As introduced, decreases from eight months to six months the time an award shall be filed if the time is not fixed in the submission and the time is prolonged by mutual consent. - Amends TCA Title 29.

***HB 0174 by *Casada**

Limitation of Actions - As introduced, decreases period for bringing actions against the personal representative of a decedent, for demands against such decedent, from within seven years after the decedent's death to within six years after the decedent's death. - Amends TCA Title 28.

***HB 0175 by *Casada**

Appeal and Review - As introduced, clarifies that appeal from judgment of a municipal recorder or officer in a civil action may be made within 10 business days, rather than 10 days excluding Sundays, to the next term of the circuit court. - Amends TCA Title 27.

***HB 0176 by *Casada**

Judgments - As introduced, increases from 30 days to 45 days after the date a summons has been served upon the judgment debtor prior to execution or other process for enforcement of a foreign judgment. - Amends TCA Title 26.

***HB 0177 by *Casada**

Judgments - As introduced, requires a final judgment to include the full name of each person against whom a judgment is rendered, if known to the prevailing party. - Amends TCA Title 25.

***HB 0178 by *Casada**

Evidence - As introduced, adds optometrists to deponents exempt from subpoena to trial but subject to subpoena to a deposition. - Amends TCA Title 24.

***HB 0179 by *Casada**

Attorneys at Law - As introduced, increases from two years to five years time period in which the supreme court may revoke a license procured by fraud. - Amends TCA Title 23.

***HB 0180 by *Casada**

Juries and Jurors - As introduced, increases from \$30.00 to \$35.00 per day compensation for a sequestered juror. - Amends TCA Title 22.

(House Bills cont.)

***HB 0181 by *Casada**

Process, Service of - As introduced, decreases from three years to two years time period in which a decree against a defendant without personal service of process and who does not appear to defend becomes absolute. - Amends TCA Title 21.

***HB 0182 by *Casada**

Civil Procedure - As introduced, increases penalty for failure to note date of process from \$125 to \$150. - Amends TCA Title 20.

***HB 0183 by *Casada**

Clerks, Court - As introduced, decreases from 90 days to 60 days notice required by court clerk to state librarian and archivist prior to destruction of records. - Amends TCA Title 18.

***HB 0184 by *Casada**

Judges and Chancellors - As introduced, clarifies that the joint legislative committee appointed to review a recommendation to remove a judge shall file its report within 10 business days of the date of the hearing. - Amends TCA Title 17.

***HB 0185 by *Casada**

Courts - As introduced, requires municipality to reimburse county for appointment of general sessions judge to serve as a municipal or city judge. - Amends TCA Title 16.

***HB 0186 by *Casada (SB 0136 by *Ketron)**

Holidays and Days of Special Observance - As introduced, redesignates the second Monday in September each year as American Indian Day instead of the fourth Monday in September each year. - Amends TCA Title 15.

***HB 0187 by *Casada (SB 0135 by *Ketron)**

Workers Compensation - As introduced, increases from 10 to 15 days the period of time after expiration of a building permit that the county building commission has to return a certificate of insurance or a workers' compensation policy to the person who obtained the permit. - Amends TCA Title 13.

***HB 0188 by *Casada (SB 0134 by *Ketron)**

State Government - As introduced, requires that electronic copies of the state owned property inventory be provided to designated officials as well as paper copies. - Amends TCA Title 12.

***HB 0189 by *Casada**

Parks, Natural Areas Preservation - As introduced, increases from two to three years time after designation into the system that the commissioner of environment and conservation have completed a comprehensive plan of development and protection and begun the process of acquisition. - Amends TCA Title 11.

***HB 0190 by *Casada (SB 0133 by *Ketron)**

Public Records - As introduced, requires the chief administrative officer of each entity subject to public records to inform employees and appointees about the requirements of state law concerning public records and the entities' policies for administering public records statutes. - Amends TCA Title 10.

***HB 0191 by *Casada**

Comptroller, State - As introduced, requires department of audit to maintain liaison with each entity subject to audit for information and advice as to audit requirements and standards. - Amends TCA Title 9.

***HB 0192 by *Casada (SB 0132 by *Ketron)**

State Employees - As introduced, requires development and periodical offering of seminars to state employees on financial planning and utilization of state benefits as part of such financial plan. - Amends TCA Title 8.

***HB 0193 by *Casada (SB 0131 by *Ketron)**

Railroads - As introduced, requires every railroad operating trains within the state to notify the commissioner of transportation of the name, address, and telephone number of its registered agent for service of process. - Amends TCA Title 7.

***HB 0194 by *Casada (SB 0130 by *Ketron)**

Annexation - As introduced, increases from 30 days to 40 days time period prior to effectiveness of a municipal annexation ordinance. - Amends TCA Title 6.

***HB 0195 by *Casada (SB 0129 by *Ketron)**

County Officers - As introduced, requires county attorneys to consult and advise county officials and employees as to their respective duties under federal and state law. - Amends TCA Title 5.

(House Bills cont.)

***HB 0196 by *Casada (SB 0128 by *Ketron)**

Administrative Procedure (UAPA) - As introduced, increases the number of interested persons necessary to petition an agency requesting the adoption, amendment, or repeal of a rule from five or more to 10 or more. - Amends TCA Title 4.

***HB 0197 by *Casada (SB 0127 by *Ketron)**

Lottery, Charitable - As introduced, requires annual event tickets to include either the mailing address or telephone number of the 501(c)(3) organization in addition to the name of the 501 (c)(3) organization. - Amends TCA Title 3.

***HB 0198 by *Casada (SB 0126 by *Ketron)**

Election Laws - As introduced, requires election officials to inspect filings for sufficiency and timeliness; establishes conclusive presumption that accepted filings are sufficient and timely filed. - Amends TCA Title 2.

***HB 0199 by *Casada (SB 0125 by *Ketron)**

Statutes and Codification - As introduced, establishes procedure to declare position of incapacitated member of code commission vacant. - Amends TCA Title 1.

***HB 0200 by *Casada**

Appropriations - Makes appropriations to defray the costs of certain enactments of the 2009 annual session of the 106th General Assembly. -

HB 0201 by *Curtiss, Sargent, Sontany (*SB 0031 by *Henry, Black)

General Assembly, Studies - As introduced, extends the reporting date from February 1, 2009, to February 1, 2010, for the committee to study the effects of litigation on the nursing home industry. - Amends 2008 Public Chapter 1138.

***HB 0202 by *Dunn**

Education - As introduced, expands the requirement that parents or the department of children's services notify schools to include when a student is adjudicated delinquent for an offense involving the use or attempted use of force, violence, or a deadly weapon. - Amends TCA Title 37, Chapter 1 and Title 49, Chapter 6.

***HB 0203 by *Moore**

Public Records - As introduced, authorizes the county clerk of Davidson County to issue certified copies of birth certificates and death certificates. - Amends TCA Section 68-3-206.

***HB 0204 by *Matheny (SB 0208 by *Stewart)**

Emergency Communications Districts - As introduced, enacts the Public Safety and Emergency Communications Act; revises funding to provide additional share to 50 lowest population districts. - Amends TCA Title 7, Chapter 86.

***HB 0205 by *Swafford (SB 0089 by *Stanley)**

Motor Vehicles, Titling and Registration - As introduced, authorizes additional type of license plate for motor vehicle registration that includes language "In God We Trust" for same fee as regular registration fee. - Amends TCA Title 55, Chapter 4, Part 1.

***HB 0206 by *Coley**

Appropriations - As introduced, appropriates \$300,000 to the Earth Sciences Department at the University of Memphis for the study of ecological tourism. -

***HB 0207 by *Coley (SB 0243 by *Gresham)**

Education - As introduced, specifies that any transcript provided by a public high school must contain courses taken and grades received, attendance, standardized test scores, discipline incidents, and weighted grade point average. - Amends TCA Title 49, Chapter 6, Part 4.

***HB 0208 by *Coley (SB 0171 by *Ketron)**

Education - As introduced, requires department of education to establish, administer, and monitor a grant for eligible non-profit organizations providing civic education programs. - Amends TCA Title 49, Chapter 6.

***HB 0209 by *Coley**

Education - As introduced, requires graduating high school students to take a foreign language proficiency test that will provide diagnostic information to educators. - Amends TCA Title 49, Chapter 6, Part 60.

(House Bills cont.)

***HB 0210 by *Coley (SB 0269 by *Gresham)**

Budget Procedures - As introduced, requires K-12 education and higher education funding to be passed by the house of representatives and the senate prior to consideration of general appropriations bill for funding remainder of state government. - Amends TCA Title 9.

***HB 0211 by *Coley**

Education - As introduced, requires written disciplinary referrals to be signed by the student's parent or guardian and returned to the school faculty or staff member who issued it. - Amends TCA Title 49, Chapter 6.

***HB 0212 by *Coley (SB 0237 by *Gresham)**

Budget Procedures - As introduced, requires K-12 education funding to be passed by the house of representatives and the senate prior to consideration of general appropriations bill for funding the remainder of state government. - Amends TCA Title 9.

***HB 0213 by *Harmon (SB 0100 by *Berke)**

Highway Signs - As introduced, "Sheriff Ernest Haskew Memorial Highway," segment of S.R. 2 in Marion County. -

***HB 0214 by *Harmon (SB 0206 by *Stewart)**

Beer - As introduced, corrects definitional cross-reference for "beer wholesalers" under beer distribution licensing law. - Amends TCA Title 57, Chapter 5, Part 1.

***HB 0215 by *Harmon**

Criminal Procedure - As introduced, grants trial judge the option to resentence a defendant whose probation has been revoked to a sentence of community correction as well as ordering the original sentence reinstated and the incarceration of the defendant. - Amends TCA Title 40, Chapter 35.

***HB 0216 by *Harmon (SB 0184 by *Stewart)**

Highway Signs - As introduced, "Deputy Anthony Shane Tate Memorial Highway," segment of State Route 56 in Grundy County. -

***HB 0217 by *Fraley (SB 0203 by *Stewart)**

Education - As introduced, requires each LEA to provide transitional kindergarten program for children admitted to kindergarten who are developmentally delayed, as determined by the LEA, as prerequisite to attending kindergarten. - Amends TCA Title 49, Chapter 6.

***HB 0218 by *Fincher**

Criminal Offenses - As introduced, requires certain actions by buyers and dealers of scrap jewelry and metal and makes a violation of such requirements a Class A misdemeanor. - Amends TCA Title 38, Chapter 1, Part 2.

***HB 0219 by *Fincher**

TennCare - As introduced, requires the department of health to notify each member of the general assembly of any proposed TennCare program changes that will affect services currently provided to TennCare enrollees. - Amends TCA Title 3 and Title 71.

***HB 0220 by *Fincher**

TennCare - As introduced, subject to restrictions in federal law, prohibits the bureau of TennCare from disenrolling persons for fiscal or other reasons until the bureau has verified the social security numbers of all enrollees and purged all persons ineligible due to issues of fraud or lack of lawful US residence. - Amends TCA Title 71.

***HB 0221 by *Bass (SB 0172 by *Ketron)**

Handgun Permits - As introduced, makes information contained in handgun carry permit applications and renewals, information provided to agencies to investigate applicant, and records maintained relative to the permit application confidential and creates Class A fine only misdemeanor of unauthorized publication of permit information or records. - Amends TCA Title 39, Chapter 17, Part 13.

***HB 0222 by *Hardaway**

Welfare - As introduced, requires the commissioner of human services to report by February 1 of each year to the senate general welfare committee and the house health and human resources committee concerning the amount of sales tax paid by persons using electronic benefit transfer cards. - Amends TCA Title 67 and Title 71.

(House Bills cont.)

***HB 0223 by *Hardaway**

Taxes, Privilege - As introduced, requires the commissioner of revenue (in consultation with TACIR) to report to the house and senate standing finance committees by February 1, 2010, and every five years thereafter concerning the impact of privilege taxes that only the state can levy on local governments. - Amends TCA Title 67.

***HB 0224 by *Hardaway**

Correctional Programs - As introduced, establishes pilot halfway house program to be administered by department of correction. - Amends TCA Title 4, Chapter 3, Part 10; Title 40 and Title 41.

***HB 0225 by *Casada (SB 0298 by *Johnson)**

Planning, Public - As introduced, modifies certain public notice requirements pertaining to regional planning and municipal planning. - Amends TCA Section 13-3-303; Section 13-3-304 and Section 13-4-202.

***HB 0226 by *Odom (SB 0232 by *Haynes)**

Appropriations - As introduced, makes appropriations for the purpose of defraying the expenses of certain legislative enactments passed during the 2009 session of the 106th General Assembly. -

***HB 0227 by *Odom (SB 0234 by *Haynes)**

Lottery, Scholarships and Programs - As introduced, adds University of Tennessee System and Board of Regents as recipients of THEC's annual report on scholarship and grant programs data. - Amends TCA Title 4, Chapter 31; Title 4, Chapter 51; Title 8, Chapter 4; Title 9, Chapter 4 and Title 49.

***HB 0228 by *Odom (SB 0231 by *Haynes)**

Taxes, Excise - As introduced, increases franchise and excise tax credit for financial institutions donating to the Tennessee rural development opportunity fund from 10 percent of contribution to 12 percent of contribution. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 55; Title 56; Title 57; Title 61; Title 62; Title 63; Title 67; Title 68; Title 69; Title 70 and Title 71.

***HB 0229 by *Odom (SB 0233 by *Haynes)**

Bond Issues - As introduced, authorizes issuance of bonds to fund state projects. -

***HB 0230 by *Todd (SB 0217 by *Stanley)**

Education - As introduced, allows local boards of education to delegate authority regarding assignment of individual students for decision-making on such matters. - Amends TCA Title 49.

***HB 0231 by *Todd**

Highway Signs - As introduced, "Jerry Lee Lewis Highway," segment of State Route 176 (Getwell Road) in Shelby County. -

***HB 0232 by *Todd**

Trademarks and Trade Names - As introduced, adds number of units as basis for grading criminal classification of use of counterfeit mark or logo. - Amends TCA Section 39-14-152.

***HB 0233 by *Todd**

Handgun Permits - As introduced, allows person who has handgun carry permit and is not consuming alcohol to possess handgun in any restaurant that derives more than 60 percent of its revenue from the sale of food and allows transient or guest to carry in confines of a hotel except in area where alcohol being served - Amends TCA Title 39, Chapter 17, Part 13.

***HB 0234 by *Todd (SB 0275 by *Ketron)**

Law Enforcement - As introduced, requires law enforcement agencies to open shooting ranges to retired, full-time, commissioned law enforcement officers when not used by law enforcement personnel, in addition to present, permissible use by general public. - Amends TCA Section 38-8-116.

***HB 0235 by *DeBerry J (SB 0186 by *Harper)**

Mortgages - As introduced, requires creditors in certain situations to conduct an in-person meeting with a debtor who is in default to explore options for the debtor to avoid foreclosure. - Amends TCA Title 29; Title 35; Title 45; Title 47 and Title 66.

HB 0236 by *DeBerry J (*SB 0016 by *Stanley, Ford, O.)

Victims' Rights - As introduced, prohibits a medical facility from holding the victim of domestic abuse responsible for the payment of a forensic medical examination and provides for compensation of such exam by the criminal injuries compensation fund. - Amends TCA Title 29, Chapter 13

(House Bills cont.)

***HB 0237** by *DeBerry J (SB 0039 by *Marrero B)

Domestic Relations - As introduced, removes the requirement that in a divorce if a guardian ad litem has been appointed by the court, the guardian ad litem must agree to the parenting plan before the court can approve the parenting plan. - Amends TCA Title 36, Chapter 4 and Title 36, Chapter 6.

***HB 0238** by *DeBerry J

Criminal Offenses - As introduced, prohibits a person convicted of a felony involving the use or attempted use of force, violence, or a deadly weapon from knowingly possessing a vicious dog. - Amends TCA Title 39, Chapter 17 and Title 44, Chapter 8.

***HB 0239** by *Mumpower

State Government - As introduced, grants state recognition to certain Indian tribes, bands, and groups; provides means for other Indian tribes, bands, and groups to receive state recognition. - Amends TCA Title 4.

***HB 0240** by *Rich, Shipley (SB 0239 by *Gresham)

Criminal Procedure - As introduced, provides that a defendant who knowingly commits an offense in a county other than the defendant's county of residence is not eligible for probation. - Amends TCA Title 40, Chapter 35, Part 3.

***HB 0241** by *Rich, Shipley (SB 0241 by *Gresham)

Sentencing - As introduced, requires person who commits a first or subsequent aggravated robbery by use of a deadly weapon to serve at least 85 percent of the sentence imposed before becoming eligible for release status. - Amends TCA Title 40, Chapter 35, Part 5.

HB 0242 by *Rich, McDaniel, Lundberg, Bell, Matheny, McCormick, Haynes, Dennis, Turner M (*SB 0012 by *Gresham)

Military - As introduced, authorizes state employees who are in the military to use sick leave rather than annual leave when called to military duties. - Amends TCA Title 8, Chapter 33 and Title 8, Chapter 34.

***HB 0243** by *Rich, Haynes, Shipley, McDaniel, Dennis, Halford, Hensley, Dean

Public Officials - As introduced, prohibits the naming of public structures after sitting members of the general assembly; grandfathers structures already so named. - Amends TCA Title 3, Chapter 2.

***HB 0244** by *Rich (SB 0242 by *Gresham)

Highway Signs - As introduced, "Eddie L. Niles Bridge," U.S. Highway 64 in City of Somerville, Fayette County. -

***HB 0245** by *Rich, Shipley (SB 0236 by *Gresham)

Evidence - As introduced, provides that evidence obtained by use of radar device cannot be used in evidence to prove speed of vehicle unless the operator was certified in vehicular velocity estimation by state-approved program. - Amends TCA Title 24, Chapter 7; Title 38, Chapter 8 and Title 55, Chapter 8.

***HB 0246** by *Lynn, Rich (SB 0123 by *Ketron)

Budget Procedures - As introduced, enacts the "Taxpayer Transparency Act"; requires the commissioner of finance and administration to create and maintain a searchable budget database Web site detailing certain state budgetary information. - Amends TCA Title 9, Chapter 4, Part 51.

HB 0247 by *Lynn, Armstrong, Maggart, Sargent (*SB 0004 by *McNally)

Public Health - As introduced, requires the commissioner of health to require children under the age of 24 months enrolled or enrolling in a child care facility to receive the pneumococcal conjugate vaccine. - Amends TCA Title 49, Chapter 6, Part 50; Title 56, Chapter 7 and Title 71, Chapter 3, Part 5.

***HB 0248** by *Brooks H (SB 0270 by *Gresham)

Education - As introduced, permits class size limits to be exceeded in career and technical classes in which physical safety precautions are not required; provided, that such classes do not impair instruction and do not exceed the limits for academic classes in grades 7-12. - Amends TCA Title 49.

***HB 0249** by *Carr (SB 0163 by *Ketron)

Murfreesboro - As introduced, subject to local approval, clarifies certain ambiguities existing within those Murfreesboro city charter provisions that set forth disciplinary policies and procedures for municipal employees. - Amends Chapter 429 of the Private Acts of 1931, as amended by Chapter 30 of the Private Acts of 1967, Chapter 104 of the Private Acts of 1993, Chapter 94 of the Private Acts of 1997, and any other acts amendatory thereto.

(House Bills cont.)

HB 0250 by *Carr, Matheny, Shipley (*SB 0038 by *Tracy)

Alcoholic Offenses - As introduced, creates a misdemeanor offense to knowingly allow a minor to drink or possess alcoholic beverages or knowingly fail to stop a minor from drinking or possessing alcoholic beverages while the minor is present on real property owned or otherwise possessed by the offender; establishes certain exceptions. - Amends TCA Title 39, Chapter 15, Part 4 and Title 57.

***HB 0251 by *Casada (SB 0301 by *Johnson)**

Motor Vehicles - As introduced, requires, rather than permits, motor vehicle officer investigating scene of accident to have parties exchange insurance information. - Amends TCA Title 55, Chapter 10, Part 1.

***HB 0252 by *Casada (SB 0296 by *Johnson)**

Open Meetings - As introduced, specifically includes the general assembly within the provisions of Tennessee's open meetings statute. - Amends TCA Title 3, Chapter 1 and Title 8, Chapter 44.

***HB 0253 by *Casada (SB 0289 by *Beavers)**

Criminal Offenses - As introduced, adds certain violations of rules of road to present violations resulting in accident that are penalized as Class A misdemeanors when involving death or as Class B misdemeanors when involving serious bodily injury. - Amends TCA Title 55, Chapter 8.

***HB 0254 by *Casada**

Firearms and Ammunition - As introduced, deletes requirement that the purchaser of a firearm give a thumbprint as part of background check process and that the TBI furnish thumbprint cards and pads to firearm dealers. - Amends TCA Title 39, Chapter 17, Part 13.

***HB 0255 by *Casada**

DUI/DWI Offenses - As introduced, requires judge to order that motor vehicle owned or driven by person convicted of DUI on second or third offense to be equipped with functioning ignition interlock device after period of license suspension; allows judge to order ignition interlock device on first offense DUI. - Amends TCA Title 40, Chapter 33 and Title 55, Chapter 10, Part 4.

***HB 0256 by *Casada**

Workers Compensation - As introduced, excludes from workers' compensation injuries that occur during recreational activities, are not required by the employer, and do not directly benefit the employer. - Amends TCA Section 50-6-110.

HB 0257 by *Watson (*SB 0065 by *Bunch)

Taxes, Sales - As introduced, broadens eligibility for Tennessee River resort district status. - Amends TCA Section 57-4-102 and Section 67-6-103.

HB 0258 by *Watson (*SB 0068 by *Bunch)

Juries and Jurors - As introduced, exempts Knox County from jury service reform act that took effect January 1, 2009, and provides that law in effect prior to such date governs juries and jury panels in such county. - Amends TCA Title 22, Chapter 2, Part 1.

HB 0259 by *Watson (*SB 0069 by *Bunch)

Criminal Offenses - As introduced, creates new Class E and D felony offenses for committing or attempting to commit a terroristic threat or act; Class C and B felony offenses for committing or attempting to commit a terroristic threat or act against another in retaliation of that person's participation in certain acts; and a Class A felony offense for committing or attempting to commit a terroristic act that causes serious physical injury to another. - Amends TCA Title 39.

HB 0260 by *Watson (*SB 0055 by *Bunch)

Taxes, Sales - As introduced, broadens eligibility for Tennessee River resort district status. - Amends TCA Title 67, Chapter 6, Part 1.

HB 0261 by *Watson (*SB 0049 by *Bunch)

Registers of Deeds - As introduced, removes requirement that county registers remit to the general fund 52 percent of their commissions for collecting registration taxes. - Amends TCA Title 8, Chapter 13; Title 8, Chapter 21 and Title 67, Chapter 4, Part 4.

HB 0262 by *Watson (*SB 0063 by *Bunch)

Driver Licenses - As introduced, requires that all written examinations for driver license or intermediate driver license be in English. - Amends TCA Title 55, Chapter 50, Part 3.

***HB 0263 by *Watson (SB 0196 by *Bunch)**

Law Enforcement - As introduced, requires complaints against certain law enforcement officers to be in writing, signed by the complainant, and a copy given to the affected officer. - Amends TCA Title 38, Chapter 8.

(House Bills cont.)

***HB 0264 by *Watson, Rich (SB 0189 by *Bunch)**

Criminal Offenses - As introduced, increases penalties for resisting arrest from Class B misdemeanor to Class A misdemeanor and from Class A misdemeanor to Class E felony if a deadly weapon is used in resisting the arrest; requires court to suspend defendant's driver license if motor vehicle is used as deadly weapon. - Amends TCA Section 39-16-602.

***HB 0265 by *Watson (SB 0188 by *Bunch)**

General Assembly - As introduced, requires governor's office or other appropriate state agency to give three business days notice to any member where the awarding of a grant is being announced in the member's district; allows notice to be by electronic mail. - Amends TCA Title 3, Chapter 1 and Title 4.

***HB 0266 by *Watson, Rich (SB 0190 by *Bunch)**

Criminal Procedure - As introduced, adds omitted language from provision allowing law of self-defense to apply to a person's business as well as the dwelling, residence, and occupied vehicle. - Amends TCA Title 39, Chapter 11, Part 6.

***HB 0267 by *Watson, Bass (SB 0191 by *Bunch)**

Election Laws - As introduced, requires a voter to present qualified photographic identification before voting; voters without proper identification shall be allowed to cast provisional ballots. - Amends TCA Title 2, Chapter 7, Part 1.

***HB 0268 by *Watson (SB 0192 by *Bunch)**

Domestic Violence - As introduced, clarifies that victims are not required to pay court costs and attendant fees for ex parte orders of protection. - Amends TCA Title 36, Chapter 3, Part 6.

***HB 0269 by *Watson, Bass (SB 0193 by *Bunch)**

Criminal Offenses - As introduced, creates a Class E felony offense for providing a public servant with documentation falsely stating or implying that a person is a legally documented immigrant to the United States for the purpose of obtaining certain public benefits including TennCare or for providing false documents to an employer for the purpose of obtaining employment. - Amends TCA Title 4 and Title 39, Chapter 16, Part 5.

***HB 0270 by *Watson, Bass, Rich (SB 0194 by *Bunch)**

Election Laws - As introduced, requires citizenship status to be proven prior to registration to vote and requires certain procedures to ensure identity and citizenship status prior to voting. - Amends TCA Title 2.

***HB 0271 by *Watson, Bass (SB 0195 by *Bunch)**

County Government - As introduced, requires state treasurer to make certified public administrator's educational incentive payments to sheriffs irrespective of other supplements received for in-service training or professional development. - Amends TCA Section 5-1-310.

***HB 0272 by *Dean**

Fireworks - As introduced, authorizes City of East Ridge to sell at retail Class C common fireworks; the provisions of title 68, chapter 104, part 1 regulating fireworks apply to such sales. -

***HB 0273 by *Dean**

Local Government, General - As introduced, clarifies that any provision of law or charter provision that requires a county or municipality to sell surplus property by public auction, such term includes sale by Internet auction. - Amends TCA Title 5; Title 6 and Title 7.

***HB 0274 by *Dean, Bass**

Sheriffs - As introduced, revises archaic language prohibiting members of the general assembly from being nominated or commissioned as, or practicing attorneys from serving as, sheriff and instead prohibits a person from engaging in the practice of law or serving as a member of the general assembly while serving as sheriff. - Amends TCA Section 8-8-101.

***HB 0275 by *Dean, Bass**

Criminal Offenses - As introduced, creates theft offense of making false statement or concealment of material fact for purpose of obtaining accommodation in housing project of a housing authority or paying less rent than required for such dwelling. - Amends TCA Title 39, Chapter 11, Part 1 and Title 39, Chapter 14, Part 1.

***HB 0276 by *Dean**

Fireworks - As introduced, revises the current scheme of regulating the sale, possession, or use of consumer fireworks by local governments. - Amends TCA Title 68, Chapter 104.

(House Bills cont.)

***HB 0277 by *Fincher**

TennCare - As introduced, subject to restrictions in federal law, authorizes the bureau of TennCare to immediately render an enrollee ineligible to receive TennCare benefits if said enrollee has engaged in any act to defraud the TennCare program. - Amends TCA Title 71.

***HB 0278 by *Fincher**

State Symbols - As introduced, designates "agate" as the official state mineral. - Amends TCA Title 4, Chapter 1, Part 3.

***HB 0279 by *Matheny (SB 0183 by *Stewart)**

Law Enforcement - As introduced, increases the amount that a person serving as private special deputy must provide to prove financial responsibility from no less than \$50,000 to no less than \$60,000. - Amends TCA Section 38-8-118.

***HB 0280 by *Matheny (SB 0205 by *Stewart)**

Salaries and Benefits - As introduced, authorizes state employees enrolled in the group insurance plan to transfer to a different authorized state insurance plan once during a non-enrollment period for a medically necessary procedure for the enrollee or a dependent of the enrollee, if the procedure is not covered by the plan that provides coverage to the employee. - Amends TCA Title 8, Chapter 27.

***HB 0281 by *Matheny (SB 0204 by *Stewart)**

Education - As introduced, defines "proficient" on the TCAP tests as demonstrating knowledge of content area and "advanced" as demonstrating critical thinking and problem solving skills. - Amends TCA Title 49.

***HB 0282 by *Casada (SB 0300 by *Johnson)**

Motor Vehicles - As introduced, requires, rather than permits, motor vehicle officer investigating scene of accident to have parties exchange insurance information. - Amends TCA Title 55, Chapter 10, Part 1.

***HB 0283 by *Casada (SB 0299 by *Johnson)**

Election Laws - As introduced, removes provision requiring mandatory hand count audits of at least 3 percent of the votes cast in an election. - Amends TCA Title 2, Chapter 20, Part 1.

***HB 0284 by *Watson (SB 0197 by *Bunch)**

Methamphetamine - As introduced, provides that possession of more than 20 grams of meth precursor within a 30-day period is prima facie evidence of intent to promote meth manufacture. - Amends TCA Title 39, Chapter 17, Part 4.

***HB 0285 by *Coley (SB 0238 by *Gresham)**

Education - As introduced, requires the commissioner of education to develop curriculum for the instruction of Chinese; encourages LEAs to teach Chinese. - Amends TCA Title 49, Chapter 6.

HB 0286 by *Cobb J (SB 0090 by *Yager)

Rhea County - As introduced, subject to local approval, allows partisan elections for county executive of Rhea County. - Amends Chapter 322 of the Private Acts of 1978.

***HB 0287 by *Gilmore (SB 0187 by *Harper)**

Taxes, Real Property - As introduced, enacts a property tax freeze for homeowners totally and permanently disabled. - Amends TCA Title 67, Chapter 5, Part 7.

HB 0288 by *Kelsey (*SB 0085 by *Stanley)

Criminal Offenses - As introduced, makes disqualification from office for conviction of bribery in another state or under federal law retroactive. - Amends TCA Section 39-16-103.

HB 0289 by *Kelsey (*SB 0076 by *Stanley)

Tort Liability and Reform - As introduced, replaces the term "medical malpractice" with "health care liability action" and revises provisions concerning damages, attorney fees, and other matters in such actions. - Amends TCA Title 29, Chapter 26, Part 1.

HB 0290 by *Coley (*SB 0087 by *Stanley)

Budget Procedures - As introduced, requires a separate appropriations bill each year for the purpose of funding education K-12. - Amends TCA Title 3, Chapter 7 and Title 9, Chapter 4.

***HB 0291 by *Sargent (SB 0114 by *Black)**

Regional Authorities and Special Districts - As introduced, expands the powers of the Greater Nashville regional council to include owning or leasing real and personal property as necessary to fulfill the duties and responsibilities of the regional council. - Amends TCA Section 64-7-110.

(House Bills cont.)

***HB 0292 by *Borchert**

Naming and Designating - As introduced, names Benton County Career/Technical Center in honor of the late Senator Frank P. Lashlee. -

HB 0293 by *Carr (*SB 0011 by *Ketron)

Driver Licenses - As introduced, requires all written driver license examinations be given in English. - Amends TCA Title 55, Chapter 50, Part 3.

***HB 0294 by *Bone**

Highway Signs - As introduced, "1st Lt. Frank B. Walkup, IV Memorial Bridge," SR 145 in Cannon County. -

***HB 0295 by *Casada (SB 0305 by *Johnson)**

Election Laws - As introduced, deletes provisions of the "Tennessee Voter Confidence Act" requiring purchase of precinct-based optical scanner voting systems and mandatory hand count audits. - Amends TCA Title 2 and Chapter 1108 of the Public Acts of 2008.

HB 0296 by *Casada (*SB 0079 by *Stanley)

Taxes, Excise - As introduced, allows credit against excise tax in amount equal to 15 percent of taxpayer's expenditures in state for research and experimental purposes. - Amends TCA Title 67, Chapter 4.

HB 0297 by *Richardson (*SB 0034 by *Marrero B)

Mental Illness - As introduced, authorizes judicial commitment to mandatory outpatient treatment as an alternative to involuntary care and treatment in a hospital or treatment resource. - Amends TCA Title 33, Chapter 6, Part 5.

HB 0298 by *Pitts (*SB 0033 by *Barnes)

Highway Signs - As introduced, "Charles 'Chuck' Duncheskie Memorial Parkway," Dover Crossing in City of Clarksville, Montgomery County. -

***HB 0299 by *Hardaway**

Schools, Private and Charter - Expands open enrollment period of charter schools to include certain children in foster care. - Amends TCA Section 49-13-106.

***HB 0300 by *Hardaway**

Child Custody and Support - As introduced, requires paternity testing before a court can enter an order of child support. - Amends TCA Title 24, Chapter 7; Title 36, Chapter 5 and Title 68.

***HB 0301 by *Hardaway**

Budget Procedures - As introduced, enacts the "Taxpayer Transparency Act"; requires the commissioner of finance and administration to create and maintain a searchable budget database Web site detailing certain state budgetary information. - Amends TCA Title 9, Chapter 4.

***HB 0302 by *Carr (SB 0294 by *Johnson)**

Criminal Offenses - As introduced, creates a Class A misdemeanor offense for a person to knowingly provide, transfer, or submit to any other person false identification for the purposes of obtaining or maintaining employment. - Amends TCA Title 39, Chapter 14; Title 39, Chapter 17 and Title 50.

***HB 0303 by *Sontany**

Utilities, Utility Districts - As introduced, authorizes notice of discontinuation of utility service to be sent via electronic means or mailed. - Amends TCA Title 65.

HB 0304 by *Sargent (*SB 0124 by *Ketron)

Planning, Public - As introduced, deletes the current exemption for compliance with platting regulations for the division and plats of land partitioned by the owners among themselves either in court or by deeds. - Amends TCA Title 13, Chapter 3, Part 4.

***HB 0305 by *Sargent**

Planning, Public - As introduced, revises exemptions from obtaining continuing education and filing requirements for professional planners whose duties include advising planning commission or boards of zoning appeals if such planners are members of the American Institute of Certified Planners. - Amends TCA Title 13.

HB 0306 by *Sargent (*SB 0168 by *Ketron)

Planning, Public - As introduced, revises the time frame for the approval or disapproval of a plat by the municipal planning commission. - Amends TCA Title 13, Chapter 4, Part 3.

(House Bills cont.)

***HB 0307 by *Sargent**

Planning, Public - As introduced, allows platting regulations to provide for an assessment or other method for certain improvements to be provided by the appropriate governmental entity at cost to owners of property in subdivision, instead of completion of work prior to final approval of a plat. - Amends TCA Section 13-3-403(b).

HB 0308 by *Sargent (*SB 0147 by *Ketron)

Tort Liability and Reform - As introduced, clarifies judgments rendered against self-insured governmental entities are limited whether or not the entity purchases reinsurance or high single insured retentions. - Amends TCA Title 29, Chapter 20 and Title 50, Chapter 6, Part 1.

HB 0309 by *Sargent (*SB 0169 by *Ketron)

Annexation - As introduced, revises the manner of amending the comprehensive growth plan after the initial three-year period following the approval of the initial growth plan. - Amends TCA Section 6-58-104(d).

***HB 0310 by *Sargent (SB 0303 by *Johnson)**

Zoning - As introduced, authorizes municipalities to board abandoned and suspended construction projects to protect public health and safety. - Amends TCA Title 13, Chapter 21, Part 1.

HB 0311 by *Sargent (*SB 0083 by *Stanley)

Employees, Employers - As introduced, prohibits local governments from requiring private employer to pay its employees any wage not required to be paid to such employee under state or federal law. - Amends TCA Title 50, Chapter 2, Part 1.

HB 0312 by *Carr (*SB 0144 by *Ketron)

Lottery, Scholarships and Programs - As introduced, requires TSAC to set a greater amount for the dual enrollment award per credit hour for courses taken at eligible four-year postsecondary institutions and certain eligible two-year postsecondary institutions than the amount of the award per credit hour for courses taken at eligible two-year postsecondary institutions. - Amends TCA Section 49-4-930.

HB 0313 by *Carr (*SB 0146 by *Ketron)

Lottery, Scholarships and Programs - As introduced, permits HOPE scholarship students to receive scholarship award for any semester or other period during the year in which they are enrolled. - Amends TCA Title 49, Chapter 4, Part 9.

***HB 0314 by *Matheny**

Junk Dealers and Junkyards - As introduced, provides that state regulatory scheme for sellers and purchasers of scrap metal preempts any local regulations or ordinances on the same subject. - Amends TCA Title 62, Chapter 9, Part 1.

***HB 0315 by *Matheny (SB 0212 by *Stewart)**

Pharmacy, Pharmacists - As introduced, requires pharmacists and pharmacies to obtain identification prior to dispensing or delivering a prescription drug to any person. - Amends TCA Title 53 and Title 63.

***HB 0316 by *Sargent**

Lottery, Scholarships and Programs - As introduced, expands Hope Scholarship eligibility to include Tennessee residents who graduate from accredited boarding schools that are not located in Tennessee. - Amends TCA Title 49, Chapter 4, Part 9.

HB 0317 by *DeBerry J (*SB 0086 by *Stanley)

Victims' Rights - As introduced, prohibits a medical facility from holding the victim of domestic abuse responsible for the payment of a forensic medical examination and provides for compensation of such exam by the criminal injuries compensation fund. - Amends TCA Title 29, Chapter 13.

HB 0318 by *Kelsey (*SB 0062 by *Bunch)

Judicial Districts - As introduced, requires judicial council to draft proposal reconstituting existing judicial districts by January 1, 2010, based upon population and provides that future determinations as to need for new judicial positions be based exclusively on population rather than weighted caseload formula. - Amends TCA Title 16, Chapter 2, Part 5.

***HB 0319 by *Jones S**

Physicians and Surgeons - As introduced, subject to certain provisions, requires the department of health to update physician profiles if information is received from either a physician or the medical malpractice insurance carrier of a physician. - Amends TCA Title 63, Chapter 51, Part 1.

(House Bills cont.)

***HB 0320 by *Jones S**

Child Custody and Support - As introduced, creates the legal status of de facto custodian; provides standards and procedures to be used by a court to determine if a person is a de facto custodian and to determine whether a de facto custodian should be awarded permanent custody or joint custody of a child. - Amends TCA Title 36, Chapter 6, Part 1 and Title 37, Chapter 1, Part 8.

***HB 0321 by *Jones S**

Children and Youth, Commission on - As introduced, requires the department of children's services central office to review the actions of the department when requested to do so by a foster parent who believes that the department has failed to follow the foster parents bill of rights and such failure has harmed or could harm a child. - Amends TCA Section 37-2-415.

***HB 0322 by *Jones S**

Child Custody and Support - As introduced, abolishes the common law tort of parental alienation; prohibits parental alienation syndrome from being a factor to consider in a child custody dispute; and prohibits the use of a claim of parental alienation by a parent who has been found to be the perpetrator of child abuse to rebut the presumption that it is detrimental to the child to award custody to such parent. - Amends TCA Title 36.

***HB 0323 by *Jones S**

Domestic Violence - As introduced, allows a tenant who is the victim of domestic abuse, sexual assault, or stalking to terminate a residential lease agreement upon submitting certain proof to the landlord in writing and vacating the premises. - Amends TCA Title 66, Chapter 7, Part 1.

***HB 0324 by *Jones S**

Education - As introduced, restates provisions governing reporting of suspected child abuse by personnel of educational institutions and release of related records. - Amends TCA Title 10; Title 37 and Title 49.

***HB 0325 by *Jones S**

Children's Services, Dept. of - As introduced, clarifies that the department and any state or local agency records that contain information that identifies the person who made a report of child abuse or neglect are confidential. - Amends TCA Title 10, Chapter 7, Part 5; Title 36, Chapter 1, Part 1 and Title 37.

***HB 0326 by *Jones S**

Child Abuse - As introduced, clarifies that the meaning of near fatality, for purposes of allowing public disclosure of confidential department of children's services information relating to such, is a child having a serious or critical medical condition resulting from child abuse or child sexual abuse as reported by a physician who has examined the child subsequent to such abuse. - Amends TCA Title 37, Chapter 5.

***HB 0327 by *Jones S**

Courts, Juvenile - As introduced, requires the juvenile court to work in coordination with any other court having jurisdiction over the child or the child's family when requiring any parent or legal guardian of a child within the jurisdiction of the court to participate in any counseling or treatment program the court may deem appropriate and in the best interest of the child. - Amends TCA Title 16; Title 17; Title 18; Title 34; Title 36; Title 37; Title 39 and Title 40.

***HB 0328 by *Jones S**

Evidence - As introduced, specifies that in any criminal proceeding involving certain sex offenses committed against a victim less than 13 years of age the testimony of a forensic interviewer is admissible. - Amends TCA Title 9, Chapter 4, Part 2; Title 24, Chapter 7, Part 1; Title 37, Chapter 1 and Title 40, Chapter 17.

***HB 0329 by *Jones S**

Children's Services, Dept. of - As introduced, requires the department to consistently apply policies, rules, and regulations across the state; adds an annual legislative review of department rules, regulations, and policies; and requires the department to submit new policies for legislative review. - Amends TCA Title 37, Chapter 5, Part 1.

***HB 0330 by *Jones S**

Children and Youth, Commission on - As introduced, directs the commission to review reports of child abuse and child sexual abuse that the department of children's services determines to be unfounded or unsubstantiated. - Amends TCA Title 37, Chapter 1, Part 4; Title 37, Chapter 1, Part 6 and Title 37, Chapter 3, Part 1.

(House Bills cont.)

***HB 0331 by *Jones S**

Motor Vehicles - As introduced, prohibits driving motor vehicle while using wireless telephone without hands-free operation; violation is a Class C misdemeanor punishable only by a fine of \$50.00. - Amends TCA Title 55, Chapter 50 and Title 55, Chapter 8.

***HB 0332 by *Jones S**

Children's Services, Dept. of - As introduced, requires the department to respond to all reports of harm to a child by either investigating such report or completing an assessment of the child and family and referring such child and family for services. - Amends TCA Title 37.

***HB 0333 by *Mumpower**

Naming and Designating - As introduced, extends state Native American Indian recognition with full legal rights and protections to the Remnant Yuchi Nation in the counties of Sullivan, Carter, Greene, Hawkins, Unicoi, Johnson, and Washington. - Amends TCA Title 4.

***HB 0334 by *Richardson (SB 0252 by *Marrero B)**

Vital Records - As introduced, requires amendment of birth certificates upon receipt of a sworn statement from a licensed medical professional that the person's gender has changed. - Amends TCA Section 68-3-203.

***HB 0335 by *Richardson (SB 0253 by *Marrero B)**

Criminal Procedure - As introduced, adds as an advisory enhancement factor to sentencing that defendant intentionally chose victim of crime based on gender identity or expression. - Amends TCA Section 40-35-114.

***HB 0336 by *Carr (SB 0268 by *Tracy, Ketron)**

Highway Signs - As introduced, "Thomas Hutchinson Bridge," U.S. Highway 231 in Rutherford County. -

HB 0337 by *Swafford (*SB 0088 by *Stanley)

Tennessee Emergency Management Agency (TEMA) - As introduced, requires TEMA to coordinate with all counties and add a certain number of civil defense sirens for disaster warnings each year until all areas with at least 40 people per square mile are covered by such sirens. - Amends TCA Title 58, Chapter 2, Part 1.

***HB 0338 by *Swafford (SB 0218 by *Stanley)**

Insurance, Health, Accident - As introduced, revises and expands current laws requiring insurance coverage of autism treatments. - Amends TCA Title 56, Chapter 7.

HB 0339 by *Hensley (*SB 0015 by *Black, Burks)

Elderly Persons - As introduced, establishes a missing senior alert program in Tennessee. - Amends TCA Title 38.

HB 0340 by *Hensley (*SB 0091 by *Henry)

Medical Occupations - As introduced, changes the minimum meetings of the committee for clinical perfusion from quarterly to annually. - Amends TCA Title 68, Chapter 28, Part 1.

HB 0341 by *Hensley (*SB 0185 by *Jackson)

Solid Waste Disposal - As introduced, prohibits a permit from being issued for a solid waste disposal facility within five miles of Swan Creek, which is located in Lewis County, in order to protect the great biodiversity of the Swan Creek Watershed the same being the home of a number of rare invertebrates and plants. - Amends TCA Title 68, Chapter 211.

***HB 0342 by *Moore (SB 0276 by *Haynes)**

Motor Vehicles - As introduced, prohibits operation of bicycles on River Road in Davidson County between U.S. Highway 70 / S.R. 24 and the Cheatham County line; violation is Class C misdemeanor. - Amends TCA Title 55, Chapter 8.

***HB 0343 by *Bone**

Highway Signs - As introduced, "Howell Wayne Burns Memorial Bridge," Goose Creek on State Route 141 in Metropolitan Hartsville and Trousdale County. -

***HB 0344 by *Hardaway**

Transportation, Dept. of - As introduced, requires changeable message signs with digital display permit holders to accept department's emergency communication policy beginning January 1, 2010; requires department, in consultation with TBI and TEMA, to develop emergency communication policy by December 31, 2009. - Amends TCA Title 4; Title 38, Chapter 6; Title 54 and Title 58, Chapter 2.

(House Bills cont.)

***HB 0345 by *Hackworth**

Taxes, Income - As introduced, exempts certain persons over 70 from paying Hall income taxes. - Amends TCA Title 67, Chapter 2, Part 1.

***HB 0346 by *Hackworth**

Tennessee Bureau of Investigation - As introduced, establishes a program for a senior alert system in Tennessee within the TBI in cooperation with local law enforcement agencies for assistance in locating certain disabled persons who are missing. - Amends TCA Title 4, Chapter 51 and Title 38.

***HB 0347 by *Hackworth**

Beer - As introduced, authorizes a city or county to conduct a criminal background check on an applicant for a beer permit. - Amends TCA Title 57, Chapter 5, Part 1.

***HB 0348 by *Hackworth**

Taxes, Tobacco, Tobacco Products - As introduced, authorizes a refund for unused tobacco stamps without having to return such tobacco products to the manufacturer if the stamps have been canceled by an agent appointed by the commissioner of revenue. - Amends TCA Title 67, Chapter 4, Part 10.

***HB 0349 by *Hackworth**

Wills - As introduced, requires an attorney in fact to be a witness to any codicils to a will in which the testator has executed a durable power of attorney. - Amends TCA Title 32, Chapter 1, Part 1.

***HB 0350 by *Hackworth**

Juvenile Offenders - As introduced, requires the state to pay for court-ordered mental health evaluations of juvenile offenders when charged with an offense that would be a felony if committed by an adult. - Amends TCA Title 37, Chapter 1, Part 1.

***HB 0351 by *Hackworth**

Criminal Offenses - As introduced, creates new Class E and D felony offenses of assault on law enforcement officer, and Class B felony offense of aggravated assault on law enforcement officer. - Amends TCA Title 39, Chapter 13, Part 1.

***HB 0352 by *Hackworth**

Pensions and Retirement Benefits - As introduced, authorizes retired members of TCRS to work for a city or county government without their retirement benefits being suspended or lost; provides that retirement benefits are not increased by employment in a local government entity. - Amends TCA Title 8, Chapter 36, Part 8.

***HB 0353 by *Hackworth**

Employees, Employers - As introduced, requires the commissioner of labor and workforce development to assemble a response team to assist employees subject to mass layoffs or plant closings. - Amends TCA Title 4, Chapter 3 and Title 50, Chapter 1.

***HB 0354 by *Hackworth**

TennCare - As introduced, requires TennCare to pay 100 percent of Medicare allowable costs for orthotic and prosthetic services for TennCare enrollees who are qualified Medicare beneficiaries, if Medicare is the primary payer for the TennCare enrollee. - Amends TCA Title 71, Chapter 5.

***HB 0355 by *Hackworth**

Motor Vehicles - As introduced, requires law enforcement officer to conduct test to determine blood alcohol of driver involved in accident resulting in injury or death if officer has probable cause to believe driver committed DUI, vehicular assault, vehicular homicide, or aggravated vehicular homicide. - Amends TCA Title 55, Chapter 10, Part 4.

***HB 0356 by *Hackworth**

Flags - As introduced, clarifies design of stars on Tennessee state flag to ensure flag is properly displayed. - Amends TCA Section 4-1-301.

HB 0357 by *Bone (*SB 0107 by *Black)

Veterinarians - As introduced, adds misrepresentation involving financial statements to the grounds for suspension or revocation of a license issued by the board of veterinary medical examiners. - Amends TCA Title 53, Chapter 10 and Title 63.

***HB 0358 by *Bone**

Veterinarians - As introduced, establishes incentive award program for veterinarians, to be known as "Tennessee Rural Veterinary Services Program." - Amends TCA Title 49, Chapter 4; Title 49, Chapter 9 and Title 63, Chapter 12.

(House Bills cont.)

***HB 0359** by *Dennis, Rich (SB 0272 by *Gresham)

Firearms and Ammunition - As introduced, makes exception to the prohibition against possessing firearm while traversing public hunting or wildlife management areas inhabited by big game if firearm possessed is a handgun and person has valid handgun carry permit. - Amends TCA Title 70, Chapter 4, Part 1.

***HB 0360** by *Dennis

Alcoholic Offenses - As introduced, permits judge to order the issuance of a restricted license to a person convicted of driving impaired while underage under same circumstances as restricted license may be ordered for person convicted of DUI. - Amends TCA Title 55, Chapter 10, Part 4.

HB 0361 by *Dennis, Rich (*SB 0235 by *Gresham)

Game and Fish Laws - As introduced, provides that the determination as to whether property, such as vehicles, seized for violations of certain game and fish laws is forfeited to state is determined by court hearing the violation rather than an administrative hearing officer. - Amends TCA Title 70, Chapter 6, Part 2.

HB 0362 by *Dennis, Rich (*SB 0244 by *Gresham)

Paternity - As introduced, eliminates the putative father registry. - Amends TCA Title 36; Title 37 and Title 68.

HB 0363 by *Mumpower (*SB 0211 by *Crowe)

Handgun Permits - As introduced, exempts holder of handgun carry permit from prohibitions against carrying a firearm in any public park, playground, civic center, or other public recreational area or facility, carrying weapon in areas inhabited by big game, and possessing firearm while bow hunting. - Amends TCA Title 39, Chapter 17, Part 13 and Title 70.

***HB 0364** by *Brooks H

Scholarships and Financial Aid - As introduced, establishes a loan-scholarship program to encourage students with aptitudes for math and science to become math and science teachers in public school systems. - Amends TCA Title 49, Chapter 4, Part 7.

***HB 0365** by *Matheny (SB 0280 by *Stewart)

Environment and Conservation, Department of - As introduced, transfers jurisdiction of the Off-Highway Vehicle Act from wildlife resources agency to department of environment and conservation. - Amends TCA Title 11; Title 68 and Title 70.

***HB 0366** by *Matheny (SB 0282 by *Stewart)

Special License Plates - As introduced, authorizes issuance of new specialty earmarked license plates for Tennessee Off-Highway Vehicle Association; and earmarks proceeds from such plates for such organization. - Amends TCA Title 55, Chapter 4.

***HB 0367** by *Matheny (SB 0281 by *Stewart)

Tort Liability and Reform - As introduced, precludes civil liability for injuries or death from inherent risks of certain off-highway vehicle activities. - Amends TCA Title 11 and Title 70.

HB 0368 by *Richardson (*SB 0209 by *Marrero B)

Drugs - As introduced, enacts "Medical Marijuana Act of 2009." -

HB 0369 by *Odom (*SB 0036 by *Kyle)

Banks and Financial Institutions - As introduced, delays foreclosure proceedings and the eviction of a tenant residing in a single-family residence under certain circumstances. - Amends TCA Title 29; Title 35; Title 45; Title 47 and Title 66.

***HB 0370** by *Casada (SB 0302 by *Johnson)

Boards and Commissions - As introduced, deems commissioners for uniform state laws appointed by the governor to not be officials in the legislative branch for purposes of ethics and lobbying statutes. - Amends TCA Title 3 and Title 4, Chapter 9.

HB 0371 by *Casada (*SB 0199 by *Bunch)

Sports - As introduced, requires the Tennessee Athletic Commission to equitably allocate over the course of a year its approvals of competitions in arenas seating 10,000 or more among the grand divisions of the state. - Amends TCA Title 68, Chapter 115.

***HB 0372** by *Ford Highway Signs - As introduced, "James Lesley Isenberg Memorial Bridge," Cedar Creek on State Route 75. -

(House Bills cont.)

***HB 0373 by *Richardson (SB 0292 by *Marrero B)**

Criminal Offenses - As introduced, increases the maximum fine for any person who is convicted of three or more Class A misdemeanors in a 90-day period from \$2,500 to \$7,500. - Amends TCA Title 40.

***HB 0374 by *Coley**

Education - As introduced, requires written referrals for student's behavior to be returned to faculty or staff member issuing the referral and the referral to be retained as a permanent record. - Amends TCA Title 49, Chapter 6.

HB 0375 by *Coley (*SB 0251 by *Marrero B)

Local Education Agency - Enacts the "Archival Protection Act of 2009" to urge preservation of historically significant personal property located in public schools that have been closed. - Amends TCA Title 49.

***HB 0376 by *Coley**

Education - As introduced, urges institutions with approved teacher training programs to offer comparative education programs. - Amends TCA Title 49.

***HB 0377 by *Coley**

Education - As introduced, urges the state board of education to broaden its evaluations of students' intelligence. - Amends TCA Title 49.

***HB 0378 by *Lollar, Coley**

Codes - As introduced, allows an educational building to begin being constructed if approved by a local government that does certain self-enforcement of building codes while awaiting final approval of the educational building plans from the state fire marshal. - Amends TCA Section 68-120-101.

***HB 0379 by *Sargent**

Lottery, Scholarships and Programs - As introduced, expands definition of "eligible high school" to include all accredited boarding schools attended by a bona fide Tennessee resident. - Amends TCA Title 49, Chapter 4, Part 9.

***HB 0380 by *Sargent**

Real Property - As introduced, requires seller of real property to disclose the property's location in planned unit developments prior to entering a contract with buyer. - Amends TCA Title 66, Chapter 5, Part 2.

HB 0381 by *Sargent (*SB 0273 by *Ketron)

Commerce and Insurance, Dept. of - As introduced, allows commissioner to initiate investigation under the Tennessee Insurance Producer Licensing Act of 2002 upon receiving a written complaint from a member of the public or determination by commissioner that "good cause" exists that a violation occurred. - Amends TCA Title 56, Chapter 6 and Title 56, Chapter 8.

HB 0382 by *Sargent (*SB 0279 by *Haynes)

Housing - As introduced, provides for the classification of certain property as affordable housing rental property. - Amends TCA Title 13 and Title 67.

***HB 0383 by *Sargent**

Public Contracts - As introduced, extends the term by which municipalities may, subject to local approval, contract with other municipalities or financial institutions to stabilize the expense of purchasing gasoline and diesel fuel. - Amends TCA Section 7-51-911.

HB 0384 by *Ford (*SB 0022 by *Crowe)

Motor Vehicles - As introduced, extends application deadline for Appalachian Trail new specialty license plate until June 30, 2010. - Amends TCA Title 55, Chapter 4, Part 2.

HB 0385 by *Sontany (*SB 0182 by *Jackson)

Animals and Animal Cruelty - As introduced, enacts the "Tennessee Animal Abuser Registration, Tracking and Verification Act." - Amends TCA Title 40, Chapter 39.

HB 0386 by *Sontany (*SB 0258 by *Jackson)

Animals and Animal Cruelty - As introduced, enacts the "Commercial Breeder Act." - Amends TCA Title 47, Chapter 18, Part 1; Title 39, Chapter 14, Part 2; and Title 44, Chapter 17.

HB 0387 by *Lundberg (*SB 0291 by *Beavers)

Alcoholic Offenses - As introduced, creates misdemeanor offense of possessing open container of alcoholic beverage within passenger area of motor vehicle on public highway. - Amends TCA Title 55, Chapter 10, Part 4.

(House Bills cont.)

HB 0388 by *Carr (*SB 0145 by *Ketron)

Immigrants - As introduced, requires all state agencies and political subdivisions to verify eligibility of all individuals 18 years of age or older before providing public benefits by using the federal "systematic alien verification for entitlements" or "SAVE" program, with limited exceptions. - Amends TCA Title 4 and Title 39.

***HB 0389 by *Fincher**

Probation and Parole - As introduced, revises education requirements for persons who provide probation supervision services. - Amends TCA Title 40.

***HB 0390 by *Fincher**

Handgun Permits - As introduced, permits handgun carry permit holders to possess or carry a loaded rifle, loaded shotgun, or loaded magazine or clip therefore while in a motor vehicle. - Amends TCA Title 39, Chapter 17.

***HB 0391 by *Fincher**

Criminal Offenses - As introduced, makes price-gouging of gasoline during a state of emergency a Class A misdemeanor. - Amends TCA Title 39, Chapter 17, Part 1 and Title 47, Chapter 18, Part 51.

***HB 0392 by *Fincher**

Criminal Offenses - As introduced, establishes criminal offense punishable as theft for intentionally mishandling pension funds; establishes civil cause of action against violator for reimbursement of funds and profits associated with such activity. - Amends TCA Title 8 and Title 39.

***HB 0393 by *Fincher**

School Transportation - As introduced, permits use of school buses for 20 years under certain conditions. - Amends TCA Section 49-6-2109.

***HB 0394 by *Fincher**

Elderly Persons - As introduced, exempts the Greater Nashville Council of Governments and the Upper Cumberland Development District from being included in the fully integrated risk-based long-term Care system developed under the Long Term Care Community Choices Act of 2008 for HCBS Medicaid waiver services and case management services. - Amends TCA Title 71.

***HB 0395 by *Fincher**

State Employees - As introduced, requires the department of human resources to develop job classifications for licensed marital and family therapists. - Amends TCA Title 8, Chapter 50, Part 1.

***HB 0396 by *Fincher**

Public Health - As introduced, requires the department of health to develop and implement a program to provide colorectal cancer screenings for uninsured individuals between ages 50 and 64 and for any other uninsured individuals determined to be at high risk for developing colon cancer; requires health insurance companies to cover colorectal cancer screenings. - Amends TCA Title 56 and Title 68.

***HB 0397 by *Fincher**

Employees, Employers - As introduced, prohibits employers from requiring employees to use vacation time while on family or medical leave. - Amends TCA Title 4, Chapter 21, Part 4 and Title 50.

HB 0398 by *Rowland (*SB 0050 by *Bunch)

Child Custody and Support - As introduced, creates rebuttable presumption that shared custody is in child's best interests. - Amends amend TCA Title 36, Chapter 6, Part 1.

***HB 0399 by *Harmon**

Remedies and Special Proceedings - As introduced, increases maximum amount of claims for tax refunds commissioner of revenue is authorized to approve from \$15,000 to \$25,000, and maximum amount that may be approved subject to attorney general review from more than \$15,000 to more than \$25,000. - Amends TCA Title 67.

***HB 0400 by *Harmon**

Motor Vehicles - As introduced, rewrites appeals provision for hearings revoking or suspending certificates of authorization to automobile clubs and associations to follow the Uniform Administrative Procedures Act instead of by certiorari to Davidson Chancery Court. - Amends TCA Title 55, Chapter 18.

HB 0401 by *Fraleigh (*SB 0216 by *Tracy)

Teachers, Principals and School Personnel - As introduced, allows children, up to 24 years, of retired teachers to receive a 25 percent discount at any state-supported institution of higher learning. - Amends TCA Title 49, Chapter 7.

(House Bills cont.)

***HB 0402 by *Borchert**

County Officers - As introduced, allows Henry County to abolish office of constable or remove law enforcement powers of constables upon two-thirds vote of governing body. - Amends TCA Title 8, Chapter 10, Part 1.

***HB 0403 by *Sontany**

Courts - As introduced, prohibits any person who has, or has had in the past two years, a sexual relationship with a party or a party's attorney from recording or transcribing for submission to any court or administrative tribunal any hearing in an action involving such party or such party's attorney. - Amends TCA Title 24, Chapter 9, Part 1.

***HB 0404 by *Lollar**

Municipal Government - As introduced, permits municipal legislative body to designate specific streets within the municipality on which golf carts may be operated; establishes certain criteria for making such designations. - Amends TCA Title 6, Chapter 54 and Title 55, Chapter 8, Part 1.

***HB 0405 by *Fincher**

General Assembly - As introduced, exempts electronic mail messages sent, received, or stored on an electronic mail communications system operated or maintained by the general assembly from the open records act. - Amends TCA Title 3, Chapter 1, Part 1 and Title 10, Chapter 7.

***HB 0406 by *Pitts (SB 0385 by *Barnes)**

Sentencing - As introduced, requires any child sexual predator, child rapist, or any person convicted of aggravated rape of a child who has a prior conviction for certain sexual offenses to be sentenced to life without the possibility of parole. - Amends TCA Section 39-13-523.

***HB 0407 by *Pitts (SB 0384 by *Barnes)**

Sexual Offenses - As introduced, increases the age of a child for purposes of certain sexual offenses committed against children from age 13 to age 16; requires any child sexual predator, child rapist, or any person convicted of a violation of § 39-13-531 who has a prior conviction for certain sexual offenses to be sentenced to life without the possibility of parole; requires that a defendant's bail be at least \$30,000 if the defendant is charged with a violation of a sexual offense and the victim is less than 16 years of age. - Amends TCA Title 39, Chapter 13 and Title 40, Chapter 11.

***HB 0408 by *Pitts**

Education, Higher - As introduced, allows a course in American government to be substituted for one of the two courses in American history required for a baccalaureate degree from a public institution of higher education. - Amends TCA Section 49-7-110.

HB 0409 by *Pitts (*SB 0307 by *Barnes)

Criminal Procedure - As introduced, requires judicial commissioners to complete twelve hours of continuing education each year. - Amends TCA Section 40-1-111.

***HB 0410 by *Pitts**

Hospitals and Health Care Facilities - As introduced, revises credentialing requirement for reimbursement at federally qualified health centers and encourages outreach efforts of eligible persons at community health centers under the Coverkids program. - Amends TCA Title 56; Title 63; Title 66; Title 68 and Title 71.

***HB 0411 by *Pitts (SB 0383 by *Barnes)**

Firearms and Ammunition - As introduced, creates Class A misdemeanor offense of attempting to buy firearm when prohibited by law from possessing firearm and attempting or selling firearm to person known to be prohibited by law from possessing firearm. - Amends TCA Title 39, Chapter 17, Part 13.

***HB 0412 by *Pitts (SB 0382 by *Barnes)**

Motor Vehicles, Titling and Registration - As introduced, requires owner who sells or transfers motor vehicle to another to notify department of revenue within five days of sale; and provides immunity for such owner for violations of motor vehicle laws or torts committed by another's use of the vehicle after such notification. - Amends TCA Title 29, Chapter 34, Part 2 and Title 55, Chapter 3, Part 1.

***HB 0413 by *Bass**

Animals and Animal Cruelty - As introduced, deletes requirement persons selling dogs and cats at a flea market obtain a license as a dealer from the department of agriculture. - Amends TCA Title 44, Chapter 17, Part 1.

(House Bills cont.)

***HB 0414 by *Windle**

Correction, Dept. of - As introduced, authorizes inmate relations coordinators to carry firearms to same extent as correctional officers. - Amends TCA Title 39, Chapter 17, Part 13.

***HB 0415 by *Windle**

Highways, Roads and Bridges - As introduced, directs TDOT to install flashing caution traffic signals at the intersection of State Route 111 and State Route 293 in Overton County. - Amends TCA Title 54, Chapter 5.

***HB 0416 by *Lundberg**

Attorneys at Law - As introduced, clarifies that certain government employees are not prohibited from providing pro bono legal services. - Amends TCA Title 8; Title 16 and Title 23.

***HB 0417 by *Matheny**

Law Enforcement - As introduced, authorizes independent contractors to employ private special deputies to provide security and law enforcement capability for governmental property under certain circumstances. - Amends TCA Title 38, Chapter 8, Part 1.

HB 0418 by *Turner M, Fitzhugh (*SB 0316 by *Kyle, Barnes, Berke)

Public Funds and Financing - As introduced, extends from June 30, 2005, to June 30, 2011, the date until which the funding board has discretion to sell bonds at private sale. - Amends TCA Title 9, Chapter 9 and previously enacted bond acts.

HB 0419 by *Turner M, Fitzhugh (*SB 0318 by *Kyle)

State Employees - As introduced, authorizes certain state departments to suspend certain civil service provisions in the event of a reduction in work force. - Amends TCA Title 8, Chapter 30.

HB 0420 by *Turner M, Fitzhugh (*SB 0317 by *Kyle, Barnes, Berke)

Appropriations - As introduced, appropriates funds for 2008-2009 fiscal year. -

HB 0421 by *Turner M, Fitzhugh (*SB 0315 by *Kyle, Barnes, Berke)

Bond Issues - As introduced, authorizes the state to issue bonds to fund grants for certain projects. -

***HB 0422 by *Bell**

Animals and Animal Cruelty - As introduced, deletes provisions relative to state licensing of dog and cat dealers. - Amends TCA Title 44, Chapter 17.

***HB 0423 by *Bell**

Administrative Procedure (UAPA) - As introduced, delays effective date of rules until reviewed by joint government operations committees. - Amends TCA Title 4, Chapter 5, Part 2.

HB 0424 by *Bell (*SB 0200 by *Bunch)

Emergency Communications Districts - As introduced, increases allocation of revenue from charge on commercial mobile radio services to emergency communications districts; allocates specific percentage of revenue from such charge for emergency communications board expenses; allocates revenue to assist financially distressed districts. - Amends TCA Title 7, Chapter 86.

HB 0425 by *Bell (*SB 0198 by *Bunch)

Administrative Procedure (UAPA) - As introduced, requires approval of the general assembly before a permanent rule becomes effective, repeals provisions authorizing emergency and public necessity rules. - Amends TCA Title 4, Chapter 5.

HB 0426 by *Bell (*SB 0061 by *Bunch)

Judges and Chancellors - As introduced, requires meetings of judicial selection commission regarding judicial vacancies to be held in public. - Amends TCA Title 4, Chapter 29, Part 2 and Title 17.

HB 0427 by *Bell (*SB 0052 by *Bunch)

Domestic Relations - As introduced, requires the department of children's services to report to the select committee on children and youth the total number of adoptions, the number involving adoptive parents that are related to the child, and the number involving adoptive parents that are not related to the child each year. - Amends TCA Title 4; Title 36; Title 39; Title 67 and Title 68.

HB 0428 by *Bell (*SB 0051 by *Bunch)

Judges and Chancellors - As introduced, requires meetings of judicial selection commission regarding judicial vacancies to be held in public. - Amends TCA Title 17, Chapter 4, Part 1.

***HB 0429 by *Bell**

Schools, Home - As introduced, authorizes home-schooled students to participate in athletics in public schools if they comply with certain conditions. - Amends TCA Title 49, Chapter 6.

(House Bills cont.)

HB 0430 by *Bell (*SB 0213 by *Bunch)

Criminal Offenses - As introduced, creates Class C felony of aggravated vehicular assault, which involves committing vehicular assault and having certain alcohol-related prior convictions. - Amends TCA Title 39, Chapter 13, Part 1.

***HB 0431 by *Bell**

Schools, Home - As introduced, provides that diplomas issued by home schools are recognized by all state and local governmental entities as having the same rights and privileges of diplomas issued by public school systems. - Amends TCA Title 1, Chapter 3.

***HB 0432 by *Bell**

Schools, Home - As introduced, clarifies that a diploma awarded to a graduate from a home school is acceptable for all purposes of licensure and certification by state and local governmental entities. - Amends TCA Title 1, Chapter 3 and Title 49, Chapter 6.

***HB 0433 by *Bell**

Methamphetamine - As introduced, creates Class A misdemeanor offense of dumping chemicals, equipment, or other by-products used in the manufacture of methamphetamine and requires defendant to reimburse governmental entity for cost of clean-up. - Amends TCA Title 39, Chapter 17, Part 4.

***HB 0434 by *Shipley, Mumpower, Carr, Rich**

Taxes, Sales - As introduced, provides for the state sales tax on food and food ingredients, which is presently 5.5 percent, being reduced by .5 percent per year in any fiscal year following a year in which the amount of surplus state revenue collected above budgeted estimates exceeds \$50 million. - Amends TCA Title 67.

***HB 0435 by *Shipley**

Litter Control - As introduced, requires county mayors to administer certain funds for litter control programs. - Amends TCA Section 39-14-510.

***HB 0436 by *Shipley**

Health Care - As introduced, removes the exemption that prevents private physicians' and dentists' offices in which abortions are performed from being classified as ambulatory surgical treatment centers; requires the department of health, through the board for licensing health care facilities, to promulgate rules and regulations that contain certain minimum standards for the maintenance and operation of ambulatory surgical treatment centers. - Amends TCA Title 63 and Title 68.

***HB 0437 by *Shipley, Lundberg, Mumpower**

Highways, Roads and Bridges - As introduced, enacts the "State Route 126 (Memorial Boulevard) Safety Improvement Act." - Amends TCA Title 54.

HB 0438 by *Favors (*SB 0215 by *Watson)

Insurance, Health, Accident - As introduced, requires managed health insurance issuers to validate data used to measure the quality of a provider's care. - Amends TCA Section 56-32-130.

***HB 0439 by *McDaniel**

Agriculture - As introduced, modifies the design of the warning signs that equine professionals are required to post stating their limited liability for deaths or injuries resulting from equine activities. - Amends TCA Title 43 and Title 44.

***HB 0440 by *McDaniel**

Highway Signs - As introduced, "Joe 'Buddy' Bailey Memorial Bridge," State Route 227 in Wayne County -

***HB 0441 by *McDaniel**

Tobacco, Tobacco Products - As introduced, clarifies that age-restricted venue exception to no smoking law applies only to patrons entering such facilities. - Amends TCA Title 39, Chapter 17, Part 18.

***HB 0442 by *McDaniel**

Taxes, Sales - As introduced, exempts from use tax food sales that are packaged with the sale of a hotel room. - Amends TCA Section 67-6-203.

***HB 0443 by *Borchert**

Alcoholic Beverages - As introduced, redefines proximity to Tennessee River for alcoholic beverage purposes in Tennessee River Resort District jurisdictions. - Amends TCA Section 57-4-102 and Section 67-6-103(a)(3)(F).

(House Bills cont.)

HB 0444 by *Cobb T (*SB 0148 by *Ketron)

Judges and Chancellors - Creates new court in 22nd judicial district to be filled by appointment until August 2010 election and creates additional assistant district attorney position and assistant district public defender position for the district. - Amends TCA Title 8, Chapter 14, Part 2 and Section 16-2-506.

***HB 0445** by *Maddox

Abortion - As introduced, requires informed consent prior to an abortion; requires a 24-hour waiting period prior to an abortion; establishes an exception to informed consent and waiting period requirements when necessary to protect the life or health of the woman; clarifies that third trimester abortions must be performed in a hospital. - Amends TCA Title 39, Chapter 15, Part 2.

***HB 0446** by *Maddox

Education, Higher - As introduced, permits public higher education employees to contract with the employing institution under certain circumstances. - Amends TCA Title 8; Title 12 and Title 49.

SECOND CONSIDERATION

HB's 76 – 83 were passed on second consideration.

THIRD CONSIDERATION

Consent Calendar:

SJR 6 – CONCURRED 96-0.

OTHER ACTION

SJR 44 – s/r CONCURRED 97-0.

HB's 71, 84 – WITHDRAWN.

COMMITTEE CALENDARS FOR TUESDAY, FEBRUARY 10, 2009

AGRICULTURE – HHR #29 – 10:00 a.m. -

NO BILLS ON NOTICE – committee will meet, presentations by Commissioner Ken Givens, Department of Agriculture and General Gus Hargett, Department of Military.

COMMERCE – HHR #16 – 10:00 a.m. –

NO BILLS ON NOTICE – committee will meet for organization.

CONSERVATION & ENVIRONMENT – HHR #29 – 11:00 a.m. –

NO BILLS ON NOTICE – committee will meet for organizational purposes.

FINANCE, WAYS & MEANS – HHR #16 – 8:00 a.m. –

NO BILLS ON NOTICE – committee will meet. Budget overview presentation by Commissioner Dave Goetz, F&A.

COMMITTEE CALENDARS FOR WEDNESDAY, FEBRUARY 11, 2009

CHILDREN & FAMILY AFFAIRS – HHR #16 – 8:30 a.m. –

NO BILLS ON NOTICE – committee will meet.

EDUCATION – HHR #16 – 11:00 a.m. –

NO BILLS ON NOTICE – committee will meet.

GOVERNMENT OPERATIONS – HHR #29 – 10:00 a.m. –

NO BILLS ON NOTICE – committee will meet for organization.

HOUSE CONVENES AT 2:00 P.M., WEDNESDAY, FEBRUARY 11, 2009